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NO. 46.

CITY COUNCIL APPOINTS COMMITTEE TO CONFER WITH FRANK E. WHITE

In Regard to the Repairing of the Wooden Buildings on Main Street, by Covering Them With Brick and Tin—Report of City Treasurer Shows City in Splendid Financial Condition.

From Tuesday's Daily.

At the rollcall of officers at the city council session all were present save Councilman Vondran of the Fifth ward, who was absent throughout the session. The minutes of the previous meeting were read and approved without amendment.

Under the head of communications, one was read from F. E. White relative to his three buildings. In substance, Mr. White asked that he be allowed to repair and paint the buildings, and stated that he would cover the fronts with metal in stone or brick imitation, place brick foundations under them and make them look creditable. Councilman Richey discussed the request and stated that he did not like the idea of getting the city into a lawsuit, and if there was any way to compromise the matter and let Mr. White repair the building he would like to do so, and moved that the former action of the council regarding the removal of the structures be reconsidered; the motion was seconded by Mr. Dovey.

Before the motion was put City Attorney Tidd was called on for an opinion as to whether the council could grant permission to repair a wooden building depreciated more than 50 per cent of the value. The council was cited to the statute forbidding the granting of any special privilege to erect a wooden building within the prescribed fire limit, and it was the opinion of the city attorney that the provision in the ordinance and the statute would not permit it. It was also suggested that as Mr. Dovey had been a signer on a petition to retain the buildings, he was disqualified from seconding a motion to reconsider. At this stage Mr. Richey withdrew his motion. There was considerable discussion of the matter, and the rebuilding of the Jones' livery barn was cited as a precedent where a special privilege had been granted to erect a wood building in the fire limits. Mr. Hallstrom got the floor and suggested that it would be well to use some caution and avoid litigation if it could consistently be done, and recommended as a solution of the matter that a committee be appointed to confer with Mr. White and see if he would not make the fronts of brick or concrete and cover the sides with metal, and place the buildings on good brick foundations and make them look creditable to the street. Councilman Buttery got the floor and remarked that he thought there ought to be some way out of the difficulty, and moved that the mayor appoint a committee to confer with Mr. White along the lines suggested by Mr. Hallstrom. The motion was seconded and carried. Mayor Sattler named as such committee Buttery, Lushinsky and Richey.

A communication was read from Kroehler Brothers stating the firm held a note and account against one of the city employees for \$14.90, and requested the council to see that the claim was paid. The matter was referred to the judiciary committee, which reported during the session.

The finance committee reported the following claims and recommended their allowance: Ernest Milburn, street work, \$15.80; John Fitzpatrick, salary night police, \$10; Kroehler Brothers, merchandise, \$6.75; Ben Rainey, salary, \$65; Robert Walling, watering library lawn, \$3; Olive Jones, salary, \$35; James Donnelly, salary, \$3; public library, expense, \$1.40; Warga & Cecil, repairs, 20 cents; Hans Rothman, labor, \$20; E. Kalaseck, \$2; H. D. Stanley, labor, \$1; R. A. Bates, printing, \$8.51; Henry Trout, salary, \$50; M. McCool, labor on street, \$22; Lewis Melbach, labor, \$29; Mark Sheldon, \$1.60; James

Wynn, street work, \$26.80; James Rebal, street commissioner, \$33; Charles Bates, street work, \$26; Ed Snodgrass, street work, \$38; Al Jones, street work, \$22.80; W. B. Rishel, sprinkling streets and labor, \$38.50; E. B. Perry, hauling hose, \$2; M. Archer, salary, \$30; Nebraska Light Co., three bills, \$3.10; Nebraska Light Co., two bills, \$126.40, less 80 cents discount, or allowed \$125.57; F. Neuman, testing hose, \$2; Plattsburgh Police 128.50 157.58
Fire Hydrant
Rent 611.30
Light 125.02 399.64
Interest 4,034.13 2,510.84
Cemetery 12.00 250.66
Dog75 111.91
Bus. Tax 42.00 3,455.20
Sinking 490.04
Gen. School 223.97 889.63
Teachers' No 1,386.25 1,131.17
Paving Dis No
3 Reg. War-
rants 6,504.77 475.55
Overdraft.

Total on hand, \$11,586.14, less overdraft of \$2,030.80, leaving balance in hands of treasurer of \$9,555.34.

The judiciary committee reported on Kroehler claim in substance that the committee recommended that the city not retain anyone on its force unless employe paid up bills. Mouth Telephone company, \$2.50; B. G. Wurl, expense, \$1.50. Two claims were sent to the claims committee, being John Bauer, \$1.05 and J. H. McMaken for sodding library lawn, \$42.57.

The chief of police reported seven arrests during the month of May. The city clerk collected and turned into the treasury \$103.70 during the month. City Treasurer Carl G. Fricke reported warrants paid and funds on hand as follows:

Fund—	Warrants Paid.	Balance.
Building	8	905.94
General	421.34	342.63
Road	472.25	1,728.57
Fire Dept.	11.75	69.57
Library	58.30	57.25
Park	49.43

Councilman Kurtz, chairman of the streets, alleys and bridges committee, reported that the county commissioners had been communicated with concerning the county bridges within the city limits and that the board would take time to view the bridges at the present session of the board. Chairman Lushinsky of the committee to provide a place for the meeting of the city council, reported that the livery barn which he had been in favor of the city owning and remodeling for a council chamber, had been sold and the committee would like further time, which was granted. Councilman Johnson reported, as chairman of the cemetery committee, that the gentleman from Lincoln could be had at any time now, and it was moved to have Mr. Wiggin come to Plattsmouth and visit the cemetery with the committee in a week or so.

Chairman Dovey of the finance committee, reported that a meeting of the committee had been held and the estimate for the year's expense had been prepared, which would lower the tax by a mill over that of last year. The estimate was then read and voted to be published with the estimate of last year.

The contract for building concrete walks and crossings was awarded to H. C. McMaken & Sons company.

After some discussion of the question of building concrete walks, the council adjourned.

Accepts Position at Herger's.

Miss Anna Weidman has accepted the position of clerk at the Charles Herger bakery, entering upon her duties Monday. Miss Weidman is a capable young lady in whatever line she may choose to take up, and the trade will find her genial and obliging.

Making Permanent Walk.

From Tuesday's Daily.

H. C. McMaken & Son company are engaged today laying the concrete walk adjacent to their concrete works on South Fifth street. This is a much needed improvement, as the street is one of the direct lines of travel from the shops to the postoffice and is much used. The new walk covers half a block and closes up the gap and make a good walk from Main street to Garfield park.

KANSAS-NEBRASKA ROAD IDEAL ONE

Omaha Boosters Say Missouri-Iowa Rocky and Far From a Good Motor Road.

The Omaha World-Herald contains the following account of the return trip of the Omaha Boosters, who feel very much enthused over the Omaha-Plattsmouth-Nebraska City-Kansas City Motor Route:

Addition proof that the Nebraska motor route to Kansas City totally eclipses the road on the Missouri side of the river is at hand.

Omaha's good roads boosters, who motored to Kansas City last week, reached home yesterday, enthused beyond description at the wonderful success of their trip. And they declare the Nebraska road to be far better than that on the opposite side of the "Big Muddy."

The Omahans made the return trip on the Missouri side, just to see for themselves what the road really is like. And the thrills they experienced in narrowly escaping plunges down bluffs and accidents through collisions with huge boulders still set their their blood tingling.

Mud and rocks and uneven highways were their lot on the return, but on the way to Kansas City, they insist, they found ideal traveling. The down trip was made in ten hours' actual running time. But on the return it took them ten hours to make the 68 miles to St. Joseph.

The Missouri-Iowa road to Kansas City is 244 miles in length, while the Nebraska-Kansas highway is but 214 miles long. And it's the ideal, too, inasmuch as it's the shortest route, the real boosters say.

In the party that preached a better highway gospel on their trip was Ward C. Gifford, assistant commissioner of the Commercial club; H. E. Fredrickson, who furnished the car for the trip; J. A. Sunderland, J. E. George, R. P. Hamilton and T. H. Pollock of Plattsmouth.

The next cross-country road trip, as scheduled, will take the boosters across Nebraska to Salt Lake City.

Resolutions of Condolence.

Whereas, It has pleased our heavenly Father, in his infinite wisdom and love, to remove from our midst our esteemed and beloved neighbor, George Wagner, of this camp; therefore, be it

Resolved, By the members of Cedar Creek Camp No. 2005, Modern Woodmen of America, that in his death the camp loses a staunch and worthy member, the community a loyal friend and his family a true and loving father and husband.

Resolved, That in respect to his memory and in appreciation of his honest and upright life, the camp extends to his wife and family their heartfelt sympathy; and be it further

Resolved, That a copy of the foregoing resolutions be entered upon the minutes of our camp and published in our official paper, and a copy of the same be transmitted to the wife of our deceased neighbor.

J. H. Hesselhoff,
George P. Meisinger,
H. G. Frey,
Committee.

C. E. Heebner of Nehawka and C. R. Jordan of Alvo arrived from their homes last evening and met with Mr. Friedrich in regular county commissioners board session today. The commissioners will sit as a board of equalization this week.

AN INTERESTING CASE IN DISTRICT COURT

Mrs. Sarah McElwain Against the Platte Mutual Insurance Co. Tried by Jury.

From Tuesday's Daily.

The following jury was empaneled yesterday afternoon in the district court to try the issues between Mrs. Sarah McElwain and the Platte Mutual Insurance company, which was tried some time ago in the county court and judgment awarded the plaintiff: J. Q. Lansing, James Sperry, B. C. Hyde, Dietrich Koester, G. M. Minford, Lee Cotner, Asbury Jacks, W. J. Magney, S. I. Compton, William Hulfish, E. B. Taylor and John Wolf.

The plaintiff bases her claim for judgment on a contract of insurance which the defendant, by its officers, claims was never paid for, and the policy in fact canceled. To support her contention the plaintiff introduced the policy and also supported her claim by her own testimony and also that of her son, B. A. McElwain. Mr. McElwain testified that he procured the policy of insurance for his mother, and also paid the premium for her himself, personally, in cash, but took no receipt. Mrs. McElwain testified to receiving the policy, examining it and placing it in a drawer of her bookcase with other papers.

Mrs. McElwain was cross-examined very rigidly by Mr. Dwyer, attorney for the Platte Mutual, and the witness was asked whether or not she had stated to Mrs. V. V. Leonard, in her own home during the summer, after her residence was destroyed by fire, that she and her son, Bert, were sorry and disappointed because they had not kept the insurance policy paid up. Mrs. McElwain emphatically denied such a statement. On her re-examination the witness stated that she is 70 years old. The plaintiff then rested her case.

The defendant called Mrs. V. V. Leonard, who testified in substance that she was a caller at Mrs. McElwain's home during the summer, a year ago, after the fire and after the building had been repaired, when Mrs. McElwain had informed her that she and her son were disappointed because they had let their insurance lapse. At this stage of the trial the court took a recess until 9 o'clock this morning.

On account of one of the jurors, Mr. Wolfe, misunderstanding the hour of beginning court this morning and going to his home, returning on No. 4, court did not proceed with the trial until 10 o'clock.

The defense continued with its witnesses, taking the testimony of H. R. Gering, Frank McElroy and others. The testimony of Mr. Gering directly contradicted the evidence of B. A. McElwain as to the payment of the premium, Mr. Gering being just as positive that the premium had never been paid as Mr. McElwain was yesterday that he had paid it. Mr. McElroy testified to meeting Mr. McElwain on the street shortly after the fire and having a conversation with him, in which Mr. McElroy expressed sorrow at the loss of the McElwain home, and received the information from Mr. McElwain that the insurance had been allowed to lapse.

The case was still in progress when the Journal went to press.

Card of Thanks.

We take this opportunity of returning our most sincere and heartfelt thanks to our neighbors and friends for assistance and sympathy in our affliction, caused by the sudden death of our dear husband and father. And especially to the Sons of Herman do we owe a debt of gratitude for their many kindnesses during our deep affliction, and also for the many floral tributes.

Mrs. George Wagner and Children.

James Terryberry returned from Hazelton, N. D., on the morning train today, where he had been looking after real estate belonging to the William Volk estate.

MAYOR SATTLER FAVORS OLD-FASHIONED FOURTH OF JULY CELEBRATION

Nothing Gorgeous, Nothing Costly, But One of Pleasure and Socialbility, and Enjoy Good Speaking, Good Music and a Genuine Good Time in Honor of the Great Natal Day.

It is the suggestion of Mayor Sattler that the people of Plattsmouth get together and have a Fourth of July celebration. It is not his idea to have the event too extensive and so gorgeous as to require everybody to dig up a lot of money, but cut out the "midway" features requiring outside attractions, which are usually expensive, and bring little real pleasure. The mayor would be in favor of securing a couple of good and entertaining speakers, a chorus of home singers and the Burlington Route band for the entertainment of the crowd, with fireworks at night. He suggests that the city has a fine park, which would be a delightful place to hold the celebration, and nothing would be nicer than to entertain the people of the city there for a few hours on our natal day.

This simple program would not require such an amount of funds as is usually expended and would be more enjoyable than the street fair attractions usually pulled off

on the paved street. It would not be necessary to send out delegations over the county as boosters, as the newspaper advertisements would be sufficient to bring the people out. The celebration would not in any way be a money-making enterprise, but a patriotic gathering to enjoy the holiday, hear the speeches, patriotic songs and enjoy a general social afternoon.

The idea is a good one and will be entered into with more zeal by all of the citizens taking part than a celebration promoted by only one order. About all of the funds needed will be for the band, the fireworks and expense of car fare and hotel bills of the orators and the amount could easily be estimated.

Although Mayor Sattler has not suggested how the matter should be handled, there is no doubt that a mass meeting of the citizens, called by the mayor for the purpose, would quickly set the matter in motion.

FORMER RESIDENT OF PLATTSMOUTH DEAD

Howard Beaty, Former Engineer on Burlington, Died in Lincoln Saturday.

From Tuesday's Daily.

Howard Beaty, formerly a resident of this city, and for the past twenty-five or thirty years a Burlington engineer, died suddenly at his home in Lincoln Saturday afternoon. Mr. Beaty had been in his usual health until last Tuesday, while in Omaha with his wife, he had a bad turn and had to call a doctor, but speedily grew better after arriving at his home in Lincoln and thought he was over his trouble.

Just before he expired he was sitting in a chair at his home and conversing with a neighbor woman. Mrs. Beaty had gone out to the grocery store for something, and Mr. Beaty remarked to the neighbor that he was feeling fine now and would go back to work Monday, and he had hardly ceased speaking of this when he fell forward from his chair and died without uttering a sound and without a struggle.

Mr. Beaty was born in Pennsylvania fifty-nine years ago, and came to Plattsmouth about 1874, as a Burlington engineer, and he was one of the few men retained by the company after the strike. He was removed to Havelock when the shops were built there and given a run from Lincoln. He leaves a wife and one daughter, Mrs. Roscoe Alexander of Topeka, Kansas. He was a man who stood high in the estimation of the Burlington management, as well as with his brother engineers.

His funeral occurred at St. Paul's church, Lincoln, this afternoon. George Dodge and wife of this city, old friends of the family, attended the funeral.

Chicken Farm Prospering.

Oscar Wilson, who is running a chicken farm as a side line with his barber shop, has a fine lot of full blooded barred Plymouth Rock fowls already on hand, and the new incubator, which he stocked up with 130 eggs three weeks ago yesterday, began to grind out a full grist of the same kind of birds. Oscar has several pens in close proximity to his shop and the chicks are doing fine.

Lawn Social at Mynard.

A social will be given on the lawn of Robert Propst on Saturday evening, June 15, for the benefit of the Mynard baseball club. Ice cream and cake will be served, and everybody is invited to come and enjoy a nice, social time.

Proper Way to Look at It.

The Tecumseh Journal-Tribune very truthfully remarks: "Incomprehensible as it may seem, there are a few people who do not take kindly to the slogan, 'Work the roads,' giving as a reason that only those owning automobiles are benefited by keeping the roads in a passable condition. This sort of feeling should not exist. Good roads are of vast benefit to every farmer who takes grain, produce or stock to market. While it is true that auto users will reap a benefit, still it follows that all who have occasion to use the public highways will receive at least partial benefit. We own no auto—neither do we hope to be able to do so in the near future, yet we find those who do own those vehicles of rapid transit among the most liberal givers when it comes to paying out money for keeping up the highways. They should be commended for their public spirit rather than be found fault with. The value of every farm in Johnson county is enhanced by good roads, and the man who stands back when solicited to do his part toward improving them should make a careful inspection of himself and see if he cannot take something which will relieve him of that 'grouchy' feeling."

Convention at Omaha.

The forty-fifth annual state Sunday school convention will meet in the Auditorium in Omaha one week from today, June 18, continuing three days. Some noted men are on the program for addresses during the three days, among them being Prof. E. L. Rouse of Peru, formerly superintendent of the Plattsmouth schools. One the night before the convention opens, June 17, there is to be a grand concert of from 500 to 1,000 voices and accompanied by the Omaha Symphony Study orchestra, directed by Mr. Cox. The musical organization is popular in Plattsmouth, and together with the 500 voices of the best singers in Omaha, will be something worth hearing. The concert is for the entertainment of the visiting delegates and will be free. The Sunday schools of the city will no doubt send many delegates to the convention, as it seldom convenes in so convenient a city as Omaha.

Make Valuable Improvement.

The German Turners have just completed a fine concrete walk on the east and south of their hall property on Washington avenue and Eighth street. The walk on the east will be very much appreciated by those living on North Eighth, as well as those attending the Christian church from the south. McMaken & Son company did the job.