

The Plattsmouth Journal.

VOL. NO. XXXIX.

PLATTSMOUTH, NEBRASKA, MONDAY, JANUARY 21, 1924.

NO. 55

TRIAL OF EX-SHERIFF STILL IN PROGRESS

RESUME OF THE EVIDENCE FROM THURSDAY UNTIL SATURDAY AFTERNOON.

MAY GO TO JURY LATE TODAY

Defense Testimony Partially In Saturday Night—Large Crowds Attending the Trial.

From Thursday's Daily—

The examination of the jurors in the case of the State of Nebraska vs. Carl D. Quinton was completed yesterday afternoon at 3:15 and the panel accepted after the state and the defense had exercised their challenges. The members of the panel accepted for service in the case were L. W. Mowrey, A. A. Lindell, Arthur Jeffers, R. E. Dorr, Reuben Groesser, Ray Osborn, Herman Comer, Watson C. Long, William Rikitt, F. E. Buell and Ernest C. Giles.

The opening statements to the jury were made by W. R. Patrick for the state and by W. Livingston for the defense and in which the case was outlined and the nature of the evidence to be offered presented.

The first witness called was County Clerk George R. Savley, who identified the bond record of the county, showing the bonds of C. D. Quinton as sheriff for the terms commencing in 1919 and 1923. The state also offered bonds for the terms starting in 1912, 1914 and 1916 as the basis to show alleged failure to make reports of fees, but to this the defense raised objection and the matter was taken under advisement by the court.

R. G. Batty, chemist of the state department of pure foods and drugs was then called and testified as to the contents of the now famous "bottle" which has been on exhibition in all of the booze cases. Mr. Batty, as on his previous testimony, identified the bottle as one delivered at his office on December 4, 1923, and from the contents of which he had made a chemical test to determine the alcohol contained in the liquid in the bottle. He testified that there was 49.3 per cent volume test found of the liquid; contents was grain alcohol and water and highly intoxicating. The seals on the bottle were also identified by Mr. Batty as those which were there when he first received the bottle. Witness had sealed the bottle the second time and delivered it in this city to the district court reporter on December 11, 1923.

Walter Sans was then called to the stand and testified practically as at the first trial. He stated in reply to the direct examination of Mr. Patrick that he lived seven miles south of Plattsmouth, had lived there all his life practically. He had known C. D. Quinton for the past fifteen years. Had seen Quinton in July, 1922 as to the booze being handled by the witness. One conversation had been on Main street between Fourth and Fifth street. He was selling beer at that time. Quinton had told him to be careful as there were state men in town. Witness had seen Quinton visit the Sans home first in 1921 in company with William Grebe. He had been home at the time of their visit and R. Quinton had stated that he had a letter from Lincoln claiming that witness was operating a still. Witness had told the sheriff on meeting him head and look for a still. Mr. Quinton had told Grebe to go and look over what witness had in his cellar. Had five cases of beer and thirty quarts of wine on hand at that time. Both beer and wine were intoxicating. Grebe had told the sheriff of the contents of the cellar and Quinton had said they were not bothering anyone with beer.

Sans said the second time Quinton had been at his place was when he came down to look over some mules belonging to Tom Cromwell. Another time Quinton had been there in July, 1922, alone, and had stopped for a short time. Witness had asked Quinton if he wanted some beer and he had replied "Yes." Witness had brought out two quarts that they had drunk. The defendant drank one bottle. Witness had stopped him several times on the street.

A. G. Cole had been referred to in one of the conversations with the sheriff, the witness stated he and the sheriff stopping in front of the First National Bank. Quinton had told witness he would not bother him and witness had asked as to the attitude of A. G. Cole, county attorney. Sheriff had said he did not think the county attorney would bother him as long as he was doing business at the bank. In reply to question as to what bank the witness stated, the First National. Witness had not been stopped in his liquor business until in 1922.

Witness had been arrested in August, 1922, by Grebe, and two other men witness did not know. Quinton was not there. Two of the men had been from the national guard camp

at Plattsmouth. Parties had found some beer. Him in warren for witness when arrested and he was brought up and arraigned and fined. Did not see Sheriff Quinton until the next morning. Mr. Quinton had told him that the parties were not under bond and did not need a search warrant. Had not had telephone messages from Quinton as to raids that he knew of. Some one had telephoned from Plattsmouth every time that there was danger, but witness did not know who it was. Witness had received no message while the "Cromwell mules were there. The witness stated that the beer drank by Mr. Quinton contained five or six per cent alcohol.

On cross examination by Mr. Livingston, the witness, Mr. Sans, stated that he had been engaged in bootlegging. Witness was asked as to first conversation with Quinton and stated that in 1922 (or 1923) he had called him to one side and told him state men were in town and for witness to lay off. Nothing was said as to intoxicating liquors. Conversation was held on the street, with parties passing to and fro at the time they were talking. Another conversation had been held near the First National Bank; witness did not remember beer or intoxicating liquor being mentioned in the conversation. On visiting the Sans place with Grebe, Mr. Quinton had told witness to show Grebe the stuff on hand. Witness stated that he had never seen anyone with beer. Witness stated he had been arrested by a man named Anderson and Fred Holmes last September. On reply to the question as to having come to the grand jury room from his term in jail, witness stated that he was in the room when called to testify and had told the truth. Knew Jack Patterson, who was with Quinton at the time they visited the Sans place to look after the mules. Witness never saw defendant drink before the time at his home. Witness stated he had not selling liquor after his first arrest in August, 1923. Stuff at home at time of last arrest had been for his home use.

On redirect, Mr. Sans stated to Mr. Patrick that at the time of his arrest he was told by Mr. Quinton that he did not know the officers were coming and that he should go ahead and look over the farm for a still. In the cellar there had been five cases of twenty-four bottles each of beer. One had reported the matter to Mr. Quinton and he said let it go, as they were not after anyone who only had beer in their possession. The next time they were there was in 1922, and later in July, 1922. Mr. Sans had gotten out some beer on the last occasion and they had drunk it; that is the sheriff and Mr. Sans; witness did not remember drinking any of the beer. Mr. Quinton had never molested the liquor at the home. Had met Quinton on the street a number of times. Grebe had searched place at time of arrest in August, 1922, and found cigar box with \$360 in it.

On cross examination by Mr. Livingston, Mrs. Sans stated that the officers on their first visit there had been searching for a still. Witness had been at the home when beer was sold but did not sell it or serve beer. There was just one time when she had seen defendant drinking. Had been about 2 o'clock in the afternoon. Sheriff had left at once after drinking the beer. Mr. Sans and Mr. Quinton had been conferring and thought that the "beer" had been mentioned. Witness had just passed the time of the search with the sheriff on meeting him after his visits to her home.

With the dismissal of Mrs. Sans from the stand adjournment was taken until nine o'clock this morning when the state offered as its first witness of the day, John Hatt. Mr. Hatt did not know whether liquors were sold at the Sans place after 1922 or not. Knew that Sans was selling stuff there. Had been there several times; did not remember who was with him. Harry Smith had been with him at one time; remembered seeing man named Long there. Had seen people drinking beer there.

On cross-examination by Mr. Jensen, Hatt stated the time he had seen Quinton going to Sans home was when Cromwell mules were kept there. Jack Patterson was with him. Could not remember whether had bought anything at Sans place after one of Sans' places were intoxicated. On redirect by Mr. Dwyer, witness stated he had heard parties in the city discussing the matter of Sans selling liquor. General reputation of Sans place was that of one where liquor could be procured.

Chester Welshimer was sworn and testified that he was a resident of Plattsmouth and lived here ten years. Knew Julia Kaufmann for two years; had been living on South 10th street near Kaufmann place. Stated he had seen people coming and going from that place, on Sundays and holidays sometimes six or eight, other times less. Mostly men in cars. Had seen them enter the house. Had heard large number come late at night or early in the morning. Could see cars turning around near his home; believed room was in front of house and al-

lowed view of house. Once in a while saw parties coming out with packages wrapped in paper. Reputation of place had been of a place where liquor could be procured. Friends had told him of reports.

On cross examination by Mr. Tidd, witness stated parties had not told him they had bought liquor of Mrs. Kaufmann; had not reported the matter to the defendant. Two houses between his home and that occupied by Kaufmann family; front porch of witness' home somewhat nearer the street than Kaufmann place. Witness did not know who parties were there on Decoration day, whether relatives or not.

Mrs. Hazel Fritsch, neighbor of Mrs. Kaufmann, testified that she resided in house on South 10th street. Mrs. Kaufmann had been there for years. Witness lived about a half a block from Kaufmann home. Had visited the Kaufmann home several times a day. Saw Mrs. Kaufmann make "home brew," fix hops and place in jar several times. Had drunk beer there. Mrs. Kaufmann had given it to her. Had opened several bottles and all there had drank; stuff had given her headache and had effect of intoxicating. No secrecy on part of Mrs. Kaufmann. Saw men going there—sometimes two or three in a car at a time. Had seen several cars at one time. Had seen Will Becker there at one time; had left at once. In times she had drank there, Mr. and Mrs. Kaufmann, Mr. Fritsch and witness had been there. Visits had ceased after the indictments returned on the grand jury. Reputation of home was that of a place where liquor could be procured.

On cross examination by Jensen, Jones stated Quinton had given money to him to secure someone to buy beer there. Had heard of car of Mrs. Kaufmann being stopped and searched; had heard it said that this had been under direction of sheriff. Only had one conversation with Quinton about the Kaufmann place—that being about 8 months ago.

On redirect by Mr. Patrick Jones stated a man had been selected, but had said it was no use going up there as Mrs. Kaufmann knew him. Had not asked anyone else to go and buy liquor. Did not know whether the fact of Mrs. Kaufmann having her white dog in car was an indication of her having liquor. This was correct.

Mrs. Fay Grassman stated that she lived on South 10th street and knew Julia Kaufmann, who had lived in that locality up to Christmas. Had view from her home of the Kaufmann home. Had been at Kaufmann home several times. Had seen home brew there. Beer had been procured from place she did not see. Had seen other ladies drinking beer. Mrs. Kaufmann had told her about obtaining liquor; said obtained liquor in cans and sold for \$2.50 per pint; placed 20 cents worth of distilled water with it. Mrs. Kaufmann had said 150 proof. Some parties came up in cars, got out and went into house. This covered a period of a year and a half; stopping after the calling of grand jury.

Cross examined by Jensen, the witness stated she visited the Kaufmann home as a neighbor; did not see Mrs. Kaufmann making home brew. Identified one of ladies seen there as having been Mrs. Lamphere. Did not report the matter to the sheriff. Said had been told by Mrs. Kaufmann she sold other stuff besides home brew. Witness had lived in the neighborhood about four years.

Mrs. Georgia Denson-Noble was the next witness called. Said she had resided in Plattsmouth and knew Julia Kaufmann for past two years; had visited at Kaufmann home; sometimes two or three time a week, with Mrs. Kaufmann's daughter. Saw what they said was beer; had seen give some beer by Florence Kaufmann, who procured bottle from the refrigerator in Kaufmann home. Did not recall of having any offered her but the one time. Had seen in several men there at different times, talking over car matters. Cross examined by Jensen, witness stated she was a schoolmate of Mrs. Kaufmann's daughter. First time she had tasted beer; did not recall drinking any more beer.

C. H. Koebel testified on direct examination by Mr. Patrick that he had lived here for four years and was in the meat business up till November. Knew Julia Kaufmann and had visited her home some time in July early in the evening. Had bought pint of liquor there. Had used liquor a great

WE CLAIM THE HONOR

Last week we made mention of a gentleman who had passed away being the oldest Mason in the state. In conversation with Mr. E. Ratnour, we found that he was entitled to the honor. He was born on March 22, 1841, at Plymouth, Mich., where he lived until young manhood. When he was 2 years old he joined the Masonic order and has been a faithful member for 62 years. We are glad to know this fact. We are always proud to have in our community people who have some special honor that has come into their lives, and we want to know of it and enjoy it with them.—Weeping Water Republican.

ENDEAVOR SOCIETY HOLDS VERY PLEASING CIRCUS

Presbyterian Young People Provide Pleasing Entertainment for Plattsmouth People.

From Thursday's Daily— Last evening the Christian Endeavor society of the Presbyterian church held a most delightful "circus" at the church parlors which was attended by a very large crowd of the young people of the city and at which a great deal of enjoyment was derived.

The circus embraced the well known "Spang Plug," that pranced before the ringmaster, William Matschulat, and added to the thrill of the auditors and the speciality between Sovert Jean and Ed Matschulat, blackface comedians added to the fun of the occasion and was very creditable to the young men putting on this stunt.

In addition to the special features there were pop corn, candy and hot dog booths where the visitors secured the dainties that they enjoyed the most and also lemonade and coffee was served that added to the general pleasure of the occasion and it was a late hour when the jolly party wended their way homeward, in passing it may be stated that the circus had some of the best police protection in the world in the fair police ladies.

DEATH COMES TO DR. W. M. BARRETT, UNION

Passed Away This Morning at His Home After Two Weeks Illness From Pneumonia.

From Thursday's Daily— This morning at 1:15 at his home in Union occurred the death of Dr. W. M. Barrett, well known Cass county physician, following a two weeks' illness from pneumonia.

Dr. Barrett was a native of Indiana and at the time of his death was seventy-seven years of age. He had been located at Union for the past eighteen years and was one of the prominent and active residents of that city and one that possessed to a marked degree the confidence of his fellow citizens in the community and his death brings a deep sense of loss to all of the residents of that locality.

The deceased leaves to mourn his passing the widow and four children, Preston Barrett of Long Beach, California; Claude C. Barrett of Chicago; John Barrett of Union and Mrs. Ethel McKinney of Waukegan, Illinois.

Prior to coming to Union Dr. Barrett and family resided in Illinois and the greater part of his lifetime was spent in that state and his native state of Indiana.

TALL HURLER GOES TO SOUTHERN LEAGUE

Carl (Slim) Stimpson, Former Red Sox Pitcher Here, Farmed Out By Boston Americans.

From Friday's Daily— The many friends of Carl Stimpson, well known former sandlotter of Omaha, who for two seasons was the pitching wonder of the Plattsmouth team, will be pleased to learn that Mr. Stimpson is during the next season to be with the Mobile team of the Southern league to which team he was farmed out to by the Boston Red Sox with whom he labored the greater part of the 1923 season.

"Slim" as he is so well known, made a good impression in the big circuit and his training in the Southern league will fit him more and continued major league service and he will report at once to the southern city.

YOUNG PEOPLE ARE WEDDED HERE LAST EVENING

Miss Mable Lee Copenhaver and Mr. David Russell Perry Are the Contracting Parties.

From Friday's Daily— Last evening at the home of the bride's parents, occurred the marriage of Miss Mable Lee Copenhaver to Mr. David Russell Perry and the occasion was one of the most attractive of the mid-winter weddings of the season.

The wedding occurred promptly at 8 o'clock and preceding the ceremony, Don C. York, uncle of the bride, sang "At Dawning" by Cadman very effectively, the accompaniment being played by Mrs. G. L. Farley and as the hour of eight was struck Mrs. Farley sounded the notes of the wedding march from "Lohengrin" to which the bridal party entered the parlors where the ceremony was performed.

A beautiful bridal arch of white, trimmed with green ferns was arranged in the parlor and here the two young people were joined in the bonds of wedlock beneath the wedding bell of white.

The bride was preceded by the bridesmaid, Miss Wilma Cook of Elmwood, cousin of the groom, who wore a very attractive gown of lavender and carried a bouquet of pink roses. Little Miss Frances Alleen Copenhaver, of Syracuse, cousin of the bride, preceded the entrance of the bride, bearing the golden wedding ring in the heart of a beautiful lily. The little ring bearer was very charming in a creation of white organdie.

The bride entered on the arm of her father and was a very winsome bride in a costume of white satin with the flowing bridal veil and carried a shower of bride's roses.

The bride was joined at the archway by the groom who was accompanied by his brother, Virgel Perry, as best man, both of the gentlemen being dressed in the conventional dark suits.

The Rev. H. G. McClusky of the First Presbyterian church read the impressive marriage lines that united the lives of these two estimable young people, using the ring ceremony.

Following the wedding there was a short reception held for the newly wedded and at which they received the congratulations and well wishes of their friends and relatives on their entrance into the years as man and wife. During the reception refreshments were served by Misses Anna Gessell of Lincoln, Blanche and Helen Braun of Omaha, Ethel Babbitt, Marion Copenhaver and Helene Perry.

Both of the contracting parties have made their homes in this community for their lifetimes and both were educated in the schools of Plattsmouth from which they graduated and both attended the higher educational institutions at Lincoln, the bride having been a student at Nebraska Wesleyan while the groom attended the agricultural college of the University of Nebraska.

The bride is the eldest daughter of Mr. and Mrs. L. V. Copenhaver and a lady who possesses a large circle of warm friends in this city where she has spent her girlhood days. The groom is a son of Mr. and Mrs. Glen Perry, prominent residents of south of this city and is also a grandson of D. J. Pitman, one of the pioneer residents of Murray and a prominent figure in the history of this county. He is a young man of the highest standing and has been one of the progressive young farmers of this locality for the past few years.

Mr. and Mrs. Perry will leave Saturday for Harlington, Texas, where they will make their home in the future, the groom being located on a fine fruit farm near that place.

The out of town guests were: Mr. and Mrs. George A. Kaffenberger, Miss Wilma Cook, Miss Anna Gessell of Lincoln; Russell York of Petersburg, Alaska; Mr. and Mrs. H. B. Copenhaver and daughter, Miss Helen of Syracuse; Walter Whitehead of Syracuse; Mr. and Mrs. Charles Spangler and daughter, Miss Margaret; Mr. and Mrs. Everett Spangler; Mr. and Mrs. O. A. Davis of Murray; Mr. Ray Schindler of Lincoln; Misses Blanche and Helen Braun of Omaha.

SPEAKS TO GRADE SCHOLARS

From Thursday's Daily— Yesterday afternoon the sixth grade pupils of the central building were entertained very pleasantly by a short address by Mrs. William Baird that covered the discussion of the southland and particularly Florida which was of particular interest to the young people who are studying this section of the country. The remarks of Mrs. Baird told of the general character of the country, the people residing there, the many points of beauty that this semi-tropical country possesses and the climate that hovers over the southland to the visitor from the north. The pupils were from the rooms of Mrs. H. L. Gamer, Mrs. C. L. Carlson and Miss Anna Rys.

HOME AFTER BUCKING SNOW

From Friday's Daily— Col. Rex Young the auctioneer and by the way one of the very best, returned a few days since after having had a number of sales near Fremont and Ashland and also one between Ashland and Aradoc which required the bucking of snow in the best and most approved manner to get to the places of sale. But with the determination to get there and a good Ford he was able to score. He held a sale at the home of E. J. Wilson a few miles northwest of Murson to secure some \$150 to \$175 per head for horses which makes these about top notchers for this season and a very good price.

CHURCH COUNCIL VOTES THANKS TO C. S. MONTGOMERY

Committee and Council Members are Elected at Close of Episcopal Church Meeting.

From Friday's Daily— A resolution of thanks to C. S. Montgomery, chancellor of the diocese council of the Episcopal church in session at Trinity cathedral in Omaha, was adopted yesterday morning by the members, says the Omaha Bee. Mr. Montgomery leaves soon for California, where he will make his future home.

Members elected to the standing committee of the council were Rev. A. E. Marsh, of Blair, Nebraska; Rev. Thomas Casady, of Omaha; Rev. W. A. Milligan, of Beatrice; S. C. Smith, of Beatrice; John Hedelund and George H. Thummel, of Omaha.

Clergymen elected to the executive council were Rev. Daniel J. Gallagher of Omaha, Rev. Stanley P. Jones of Omaha, Rev. L. W. McMillin of the University church at Lincoln, Rev. A. E. Marsh of St. Mary Episcopal church at Blair, Nebraska.

Lay members to the executive council included S. E. Caldwell of Omaha, A. R. Edmiston, of Lincoln, Rev. F. G. Koch, Charles L. Hopper and F. H. Davis, president of the First National Bank of Omaha. Bishop E. V. Shaylor, who presided, made the announcement that a provincial synod of the church would be held in Omaha next September. Address of the morning session was given by Rev. L. B. Hastings of St. Albans school of Sycamore, Ill.

Sessions of the diocesan council closed yesterday afternoon.

ADDRESS SCHOOL TODAY

From Friday's Daily— This morning, Frank B. Thomas, of Chicago, who has for a great many years been preaching the doctrine of "Safety First" for the Burlington, over the length and breadth of the country, arrived in this city. This afternoon Mr. Thomas was the speaker at the high school where he addressed the seventh and eighth grades on the subject of safety and particularly the growing menace of the reckless driving of autos over the railroad crossings which has caused a large part of the accidents in the last few years. Mr. Thomas is an earnest and sincere worker in the education of the public toward the safety measures and his campaigns have resulted in a great deal of good.

Very graciously bowing to the provisions of the Nebraska law to marriage, Mr. Ray Bollman and Miss Lella Hoback, both of the popular young set of Union, smilingly journeyed to Council Bluffs, Iowa, where they were united in marriage and returned not to receive the blessings of their parents and friends for they were already enjoying these. This is a very popular young couple of the vicinity of Union and most highly respected and are receiving the congratulations of their many friends and the Journal for a long, happy and useful life. Knowing the parties as we do we feel that their future is one which is going to contribute to the betterment of the society in which they live as well as being a happy home for themselves.

WOMAN'S CLUB HAS A VERY FINE SOCIAL MEETING

Ladies Gather at Home of Mrs. H. A. Schneider Last Evening and Enjoy Very Fine Time.

From Friday's Daily— Last evening the hospitable home of Mrs. Henry A. Schneider was filled with members of the Woman's club. After a short business session all were given a chance to meet 36 notable men and women in "Who's Who." Mrs. Robert Reed recognized 33 of these at first sight and was awarded a suitable prize, and Miss Helen Westcott having the next best record was given second prize. Following is a list of the prominent personages present:

Lincoln, Washington, Coolidge, Edward Bok, Mark Twain, Mr. Coolidge, Babe Ruth, Edgar Guest, Mrs. Perryman, W. J. Bryan, Harry Lauder, Mary Pickford, Benjamin Franklin, William S. Hart, Sarah Bernhardt, John G. Neihardt, Ty Cobb, Harriett Beecher Stowe, William Shakespeare, Henry W. Longfellow, Carrie Jacobs Bond, Harold Lloyd, Lloyd George, Madam Curie, Charles E. Hughes, Billy Sunday, Mary Roberts Rhinehart, Dr. Frank Crane, Henry Ford, Helen Keller, Ignace Paderewski, Dorothy Canfield Fisher, M. C. Cowe, Willa Cather, Peter B. Kyne and Woodrow Wilson.

The program opened with a piano solo by Miss Helen Westcott who gave as an encore a dreamy reverie. Mrs. Beeson delighted her audience with a pathetic reading entitled, "Conner."

A vocal solo by Miss Catherine Schneider with Miss Helen Westcott playing the accompaniment gave evidence of the unusual musical ability of the both performers. This was followed by the Spark Plug saxophone quartet, consisting of Ruth Tidball, Harlan, Martha and Fredrick Gorder, accompanied by Miss Westcott. This selection was heartily applauded and the quartet responded with a pleasing encore. The last number on the program was a vocal solo by Mr. Frank A. Coldt, entitled "Somewhere," with Mrs. R. W. Knorr at the piano. Mr. Coldt was at his best and responded with an encore, a favorite of Caruso's, "O Sole Mio."

The hostesses served delicious refreshments and the remainder of the evening was spent in social intercourse.

WERE MARRIED IN IOWA

From Friday's Daily— Very graciously bowing to the provisions of the Nebraska law to marriage, Mr. Ray Bollman and Miss Lella Hoback, both of the popular young set of Union, smilingly journeyed to Council Bluffs, Iowa, where they were united in marriage and returned not to receive the blessings of their parents and friends for they were already enjoying these. This is a very popular young couple of the vicinity of Union and most highly respected and are receiving the congratulations of their many friends and the Journal for a long, happy and useful life. Knowing the parties as we do we feel that their future is one which is going to contribute to the betterment of the society in which they live as well as being a happy home for themselves.

Service with Cordiality

What Will This Year Hold for You?

Of course, you have ideas of what you'd like to accomplish during 1924. Why not drop in and talk over with our officers the best means of carrying out your plans. The year is yet young; so, don't delay.

For 52 years we have been working hand in hand with many of your friends and neighbors in Plattsmouth and Cass county. May we help you make 1924 a year of progress and prosperity?

THE FIRST NATIONAL BANK
THE BANK WHERE YOU FEEL AT HOME
PLATTSMOUTH NEBRASKA

"The Bank Where You Feel at Home!"

(Continued on page 3.)