

# The Plattsmouth Journal.

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NO. 37

## COUNTY COURT HAS A DAY OF REAL BUSINESS

### Judge Duxbury Has a Continuous Performance of the Hearing of Probate Matters.

From Tuesday's Daily.— Yesterday the county court over which Judge A. H. Duxbury presides, was the scene of a continuous grind of probate matters and the court was kept on the bench for the greater part of the day in helping guide the various estate matters into the peaceful water of settlement.

In the matter of the estate of Sarah A. Thimman, deceased, of Murdock, appeal was filed in the case from the decision of the court admitting the will offered to probate. This case had attracted much attention in the western part of the county and will now be tried in the district court before a jury.

Petition for the administration of the estate of Christian L. Miller, deceased, from near Murdock, was also heard in the court.

The settlement of the estate of Simon P. Sites was also before the court for action. This estate is located in the vicinity of Elmwood.

Petition was also filed in the court for the probate of the will of John Bartes, deceased, of San Diego, California. In this connection a petition was filed asking for the appointment of a guardian for the Zoz children, heirs in the estate. In this, Andrew Zoz, the father was appointed by the court.

In the estate of Dwight N. Talcott, deceased, of Greenwood, Dr. N. D. Talcott was confirmed as executor of the will as nominated by that document.

The hearing on claims in the estate of John Clarence was also held. The administrator, Joe Lidgett, being present to assist in the work.

## OFFICERS FIND MAN ESCAPED

From Monday's Daily.— Saturday evening Sheriff E. P. Stewart and Constable Henry W. Kieck were called out by Weeping Water where it was reported that a man mentally unbalanced had been locked up there and the officers were requested to come and take charge of the man. When the county attorney and sheriff arrived at Weeping Water it was found that the man in question, who had been locked in an old garage building for safekeeping was among the missing. Like the bird in the gilded cage, he had discovered a way out of his place of imprisonment and had flown. With the man missing the officers returned empty handed and the would be prisoner is still breathing the fresh air of freedom somewhere in the broad domain of our peerless state, freed from the cares of the sheriff and county attorneys or any other officers of the law.

## RECEIVES PLEASANT REMEMBRANCE

From Tuesday's Daily.— Mrs. J. B. Higley of this city received Sunday a remembrance that she cherishes very much, not for the money value of the gift, but the beautiful sentiment that it represents. The gift, which is a large bouquet of artificial flowers came through her son, Jack Elledge, of Council Bluffs, and through his connection with the gift comes the very pretty story of sentiment and gratitude. Mr. Elledge is conductor on the Omaha and Council Bluffs street railway and has a run out in the suburban districts of the Iowa city. He has living along his run a very large number of aged ladies who patronize the street cars. In looking after them he has shown the greatest courtesy and assistance to the aged ladies, and a few days ago one of the ladies inquired of Mr. Elledge if he had a mother in this section of the country and being so informed, the lady departed, returning a few days later with a large bunch of the very attractive flowers that she requested be given the mother and which Mr. Elledge has done. The flowers will be long cherished by the members of the Higley family as a real remembrance of the ladies of Council Bluffs.

## DISTINGUISHED VISITORS HERE

From Monday's Daily.— Yesterday afternoon the Nebraska Masonic Home here had a party of very distinguished Masons, members of the grand lodge relief committee, here to spend a few hours looking over the Home and visiting with the residents of the Home. In the party were O. E. Mickey of Osceola, Milard M. Robertson of Omaha, Supreme Judge Robert E. Evans of Dakota City, Edward Burham of Norfolk, Benjamin Pitman of Cheyenne, as well as Keith Evans and Miss Anna Evans, son and daughter of Judge Evans, who accompanied the party. They were all delighted with the Home and its surroundings and the splendid business like efficiency that marks the conduct of the affairs of the Home.

Advertise your want in the Journal for results.

## RETURNS FROM CHICAGO

From Monday's Daily.— Louis Tiekotter, who was called to Chicago a few days ago by the death of his uncle, Louis Nagel, returned home yesterday after remaining over for the funeral services and a brief visit with the relatives residing in that city. While in Chicago, Mr. Tiekotter had the pleasure of visiting his brother, Henry Tiekotter, whom he had not seen for the past four years and also with his grandmother, Mrs. Carl Ehlers, whom he had not seen for more than fifteen years. Louis reports the weather in Chicago as being exceptionally hot and disagreeable and very dry, as there has been no rain there for a great many weeks.

## GETS SETTLEMENT FOR INJURIES RECEIVED IN 1923

### Joseph Wooster of This City Received Sum of \$3,000 in Settlement of Claims Against Bridge Co.

From Tuesday's Daily.— In the district court here order has been entered confirming the settlement made by the Missouri Valley Bridge & Iron Co. with Joseph Wooster of this city, a former employee of the company.

The company acting under the provisions of the workmen's compensation law of the state have made a cash settlement with Mr. Wooster of the sum of \$3,000, in addition to the sum of \$435 already paid and the allowance of \$150 for medical treatment.

The accident that caused the action occurred on November 30, 1923, at the railroad bridge of the Burlington railroad over the Platte river, then in the process of construction by the bridge company, and by whom Mr. Wooster was employed. Mr. Wooster was struck on the head by a large chunk or block of wood and sustained a fracture of the skull and contusion of the brain that has resulted in permanent mental disability, states the findings of the compensation commissioner and the court.

The contracting company submitting a settlement for a lump sum offered the payment of \$3,000 in addition to \$435 already paid under order of the compensation commissioner, \$150 medical treatment also to be paid by the company. Mr. Wooster is to pay from his compensation the fee of his attorney, Fred Anheuser of Omaha, amounting to \$500.

The matter has been accepted by all of the parties and the clerk of the district court here has been ordered to pay the amount of the settlement under the terms as stated above.

## MOST DELIGHTFUL PROGRAM

From Tuesday's Daily.— An interesting program of violin numbers by the advanced pupils of Mrs. A. D. Caldwell, assisted by an orchestra class was given Saturday evening at the public library. Solos were given by Wilbur Hall, Leona Hudson, Ira Mumm and Grace Lindner and a banjo solo by Laura Gramsman.

The class was composed of Grace Lindner, Leona Hudson, Ira Mumm, Wilbur Hall, Marie Horn and Jean Caldwell, violins; Eleanor McCarty, banjo; George Caldwell, trumpet; Frederick Gorder, saxophone; Robert Ward, trombone, and Helen Wurl, piano.

Miss Vivian Teich, a week-end house guest at the Caldwell home, gave two delightful piano numbers.

## ASKS DIVORCE DECREE

From Tuesday's Daily.— Attorney J. A. Capwell has filed in the office of Clerk of the District Court Beal, an action entitled John C. Alley vs. Nettie M. Alley, in which the plaintiff seeks a decree of divorce, basing the cause of action on the charges of cruelty and desertion. The petition recited that the parties were married at Malvern, Iowa, January 26, 1919, and that since the fall of 1924 the defendant has deserted the plaintiff. The custody of the minor child, Opal Alley, aged 5, is requested by the plaintiff in his cause of action.

## OLD PIONEER HERE

From Monday's Daily.— Mr. and Mrs. Peter Vallery were in the city Saturday, Memorial Day, coming from their old Snoma ranch east of Fruitdale. They were accompanied by Mr. Vallery's sister, Mrs. Mary Wright, 84 years old who lives at Fruitdale, and whose husband, son and daughter rest in Pine Slope cemetery. Though quite feeble, Mrs. Wright came to the Memorial services. Her son-in-law and his daughter were also here.—Belle Fourche (S. D.) Post.

The above item is of much interest here as Mrs. Wright was a resident in Cass county in the seventies and is a member of one of the best known families of this portion of the county. She is a sister of T. W. Vallery and Henry Vallery of near Murray.

## ISLER CARNIVAL SHOWS WILL BE HERE NEXT WEEK

### High Class Entertainment Will Be Staged Under Auspices of Legion Drum Corps.

J. B. Parker, representing the Isler Greater Shows, arrived in the city Saturday night and with the assistance of the committee of the American Legion, under whose auspices the shows will operate the week of June 15, will start an advertising campaign.

The Isler Shows represent one of the best and highest class carnival companies now on the road and their visit here assures a week of real pleasure and enjoyment to the people of Plattsmouth and Cass county, opening Monday, June 15, and closing Saturday, June 20.

The Isler company has ten big shows, everyone a high class attraction and in addition there are five rides, embracing some of the most thrilling and newest devices on the market and which will be one of the strong features of the entertaining portion of the carnival. The concessions with the shows are all clean and high class and under the closest inspection of the management to see that they are kept at the high standard demanded by Mr. Isler.

The Isler Greater Shows are at Red Oak, Iowa, this week and will arrive here some time next Sunday afternoon in their own special train of twenty double length show cars that are necessary to transport the attractions.

The carnival will be located at the tourist park on Washington avenue and which is going to be the scene of the greatest fun and pleasure in the next week.

## CAR SMASHES WINDOW

From Tuesday's Daily.— Yesterday afternoon the residents along North Fifth street near the Bates building had a real thrill afforded them and which gave Mrs. G. E. Erubacher a shock that she will long remember most unpleasantly. Mrs. Erubacher left her Ford coupe parked near the Martin Cash and Carry store and had gone down into the city to do some shopping. Returning to the car shortly after 4 o'clock she was accompanied by Mrs. William Heinrich, she had decided to start home and accordingly the car was started. There were autos parked on both sides of the coupe and it was very difficult to guide the car out and Mrs. Erubacher moved the car ahead before a clear the neighboring car and back out, as the car came forward one wheel ran up on the curb and this had evidently confused and excited the driver of the car and she evidently threw the car into gear as it started out suddenly and before it could be stopped the fender on the front of the car had crashed into the large plate glass show window of Mr. Martin's, breaking it and scattering glass around over the sidewalk and attracting the attention of a large number of passersby. Fortunately no one was injured in the breaking of the window although several who were nearby had a close call from the runaway car and the flying glass. The car was not damaged and, as the owner of the car was in a very large number of the spectators, the car was driven away by P. A. McCrary, one of the spectators.

The matter has been accepted by all of the parties and the clerk of the district court here has been ordered to pay the amount of the settlement under the terms as stated above.

The contracting company submitting a settlement for a lump sum offered the payment of \$3,000 in addition to \$435 already paid under order of the compensation commissioner, \$150 medical treatment also to be paid by the company. Mr. Wooster is to pay from his compensation the fee of his attorney, Fred Anheuser of Omaha, amounting to \$500.

## CITY APPEALS CASE

From Tuesday's Daily.— The City of Plattsmouth has filed an appeal from the county court in the case wherein the city was the plaintiff and Ralph Doud was the defendant. This action was one in which the city charged the defendant with having parked his car on Main street without exercising the proper care and as a result the car started out from where it was parked near the office of the defendant Livingston and its course down the hill was stopped by running into an electrolift post at Sixth and Main streets, the electrolift post being broken off and making it necessary to replace the same at a cost of \$68 to the city.

In the trial of the case in the county court the defense contended that the car had been properly parked, that the defendant was not near the car when it started out and that the cause of the car getting away was the work of parties unknown. After the taking of the evidence in the case the court found for the defendant, Doud, and assessed the costs at \$25 against the plaintiff city. The case will now be tried before Judge Begley in the district court at the next term of court.

## ORCHESTRA PLEASES

The new Gradoville orchestra, which was presented to the Plattsmouth public on Friday evening at the dance at the Eagles hall, has proven one of the hits of the season, their volume and tone qualities making them very popular with the dancing public. Mr. Gradoville has taken some time in the gathering of the personnel of his orchestra together and is well pleased with the splendid musical talent that he has been able to secure for the new organization.

## IS FEELING FINE

Hon. W. H. Newell, who has just recently returned to Nebraska from the winter spent at Fort Lauderdale, Florida, is feeling very much improved and despite his advanced years and its infirmities he is gaining strength and enjoys very much his return to the familiar associations of the past. Mr. Newell is one of the old and prominent residents of the county and has hundreds of friends over the county who are delighted to learn that he is feeling so much better since coming back to Nebraska as his condition was quite serious in Florida for some time.

## MAN AND GIRL TAKEN IN HERE ON SATURDAY

### GIRL RUNS AWAY FROM OMAHA FRIDAY AFTERNOON WITH MAN COMPANION.

### GIRL FOURTEEN YEARS OLD Held Here By Sheriff Stewart Until Arrival of South Side Police to Take Them Back.

From Monday's Daily.— Late Saturday afternoon Chief of Police Johnson and Officer Clyde Jackson apprehended a man and young girl who were found wandering up the Burlington tracks from the direction of the Missouri river bridge to the passenger station of the railroad company. As the parties looked suspicious to the officers they were stopped and questioned as a message had been received a short time previous by the police stating that girl was missing from South Omaha.

The parties were brought on up to the court house and placed in the hands of Sheriff E. P. Stewart, who, after a grilling of the parties, was able to make them come thru with their story of their escapade.

The girl stated that her name was Margaret Brown, aged 14, of South Omaha, accompanied by Mrs. William Heinrich, she had decided to start home and accordingly the name of Earl Showalter and his age as 28 years. When first questioned, the man stated that they had been married at Richmond, Indiana, and were traveling through the country, but the fact that the man was married there in 1922 to another party.

The girl finally stated that she and her male companion had left South Side Friday afternoon and that they had spent the night at Park and stated the fact that the man was married there in 1922 to another party.

As soon as the officers secured the dope on the parties, the South Side police station was notified and stated the girl for two days and that her mother was searching for her whereabouts. The man, it was stated, had been formerly employed in the Cudahy packing plant at the South Side where he had become acquainted with the girl, whom, it is claimed, he induced to run away from home and start on their gypsy-like journey over the country.

When pressed by the officers, Showalter stated that the story of their marriage was false and that they had just been wandering around over the country.

The young girl was placed in a rooming house for the night while the man was held in jail by Sheriff Stewart and held until yesterday afternoon when the Omaha police arrived and took the parties back to that city to face charges which it is claimed would be filed against the man at least.

## ENTERS HOLE-IN-ONE CLUB

From Monday's Daily.— George Dovey, cashier of the First National bank, and one of the most enthusiastic golf players of the city, has entered that exclusive club known as the Hole-in-One club, and in which Dr. R. P. Westover and Jess Wurga hold memberships thru their skill and luck at golf. The entrance into the Hole-in-One club occurred Friday when Mr. Dovey was out with a few friends shooting over the excellent course of the Plattsmouth club. "Bundy" had swung at the little white ball and it rose from the green, headed for the hole and struck as a bullet the ball sped onward and when the genial cashier arrived at the green prepared to push the ball on into the hole he was greatly excited to find that the pellet was reposing nicely in the cup and that he was in the sacred circle of the hole-in-one.

The making of the hole in one means that "Bundy" will receive numerous prizes and decorations from the national organization of the club as well as a great deal of personal satisfaction.

Business forms of all kinds printed at the Journal office.

## CITY WINS CASE IN THE DISTRICT COURT SATURDAY

### Action Started by a Number of Residents of South Part of City for Removal From City List.

From Monday's Daily.— The case of John H. Wiles, et. al., against the City of Plattsmouth, in which the plaintiff sought to have their real estate holdings in the south part of the city removed, was lost to the plaintiffs Saturday afternoon when Judge Begley, in the district court found for the defendants in the action.

The action had attracted a great deal of attention as there was a considerable tract of land involved, lying between Chicago and Lincoln avenues and to the south of Bryant street.

The plaintiffs had sought to show that the land in question had received no benefits from the city and that as the land was largely used for agricultural purposes it should not be compelled to pay city taxes. To support their contention there was a large number of witnesses, the land owners being called to the stand to tell of the condition of the land and the benefits or lack of benefits that it had received from the city.

The city contended that the section of the city covered by the petition to be set outside of the corporation limits had received as much benefit as other sections of the city. The testimony of L. O. Minor, water plant superintendent; Fire Chief Dr. O. Sandin, as to water and fire protection, as well as the testimony of the management of the Nebraska Gas & Electric Co., was taken as to light service to the south part of the city. Former Chief of Police Hinrichsen and Barclay were also taken as to the matter of police protection.

After the testimony in the case, the court held that the city had made ample showing, sufficient to retain the section of the city and that the petition of the plaintiffs be denied.

## CASE ATTRACTS ATTENTION

From Wednesday's Daily.— The chief center of interest at the court house in the last few days has been in the county court of Judge A. H. Duxbury where a number of cases have been heard that were crowded and furnished entertainment features for the court house crowd. This morning a hearing was had in the Henry Hilbert estate, in which a claim of Mrs. Bert Reed for \$394 for the care and board of the deceased Mr. Hilbert was brought up for hearing. The estate consisted of the payment of the claim and was represented by Judge Allen J. Beeson in the hearing while Charles E. Martin was the attorney for the claimants. After taking the evidence of the parties the court rendered the decision that the claimant should receive the sum of \$200 from the estate.

## PREPARING TO CLEAN THE JAIL

From Tuesday's Daily.— Councilman Schultz, who has charge of the parks and improvement committee of the council, and in whose jurisdiction falls the improvements in and on the city hall, is preparing to have the specifications for the plastering and general cleaning up of the city jail. The condition of the jail is very bad the councilman finds from his investigations and really is unfit for service as a place to confine anyone. Mr. Schultz proposes to have the walls plastered and cleaned up and the whole interior washed out and made as near sanitary as possible under the fact that the place was not intended for anything but a cellar in the first place. The old bedding and cots that have served there under several police regimes, is also to be doctored if the fourth ward councilman has his way and the vermine and reptiles and other annexes of the ancient bedding will make their exit in a large bonfire.

The plans of Mr. Schultz are all right and certainly should be carried out. The city should see that they have a half-way respectable place to lodge their prisoners without making them rest in the vermine infested nest that they now have.

## COMMISSIONERS EQUALIZING

From Tuesday's Daily.— The board of county commissioners this morning started their three-day session at the court house where they are sitting as a board of equalization. The law sets the time of the board at not less than three or more than twenty days and the Cass county board has always been able to get its complaints as to the taxes straightened out in the three-day period.

## CAMP FIRE GIRLS HAVE MEETING

The Campfire Girls held their regular social meeting at the home of Miss Louisa Albert. A delightful program was arranged for the evening in which some of the girls took part. The latter part of the evening was spent in playing flinch and then came the very dainty and delicious luncheon, served by Miss Louisa Albert and her aunt, Miss Margaret Albert.

## RETURNS FROM HOSPITAL

From Monday's Daily.— Miss Violette Begley, who has been at the Methodist hospital in Omaha recovering from an operation for appendicitis, was able yesterday to return home to this city. Judge and Mrs. James T. Begley, motoring up to Omaha and bringing the daughter back home to this city.

Miss Violette has been most fortunate in her case as she was at the hospital only a week after the operation, her recovery being as rapid as could be possible. She left the hospital last Tuesday and has since been visiting at Omaha at the home of an aunt until her case was pronounced as cured and she allowed to return home.

## FORMER SUPER-INTENDENT HERE RECEIVES CALL

### W. G. Brooks, One Time Head of Plattsmouth Schools, Elected Superintendent in Iowa.

From Monday's Daily.— The Plattsmouth friends of the W. G. Brooks family will be greatly interested in learning of the election of Mr. Brooks to the position of superintendent of schools at Burlington, Iowa.

For the past three years Mr. Brooks has been superintendent of the city schools at York, Nebraska, and just recently was re-elected to the position as his work has been very satisfactory and raised to a great extent the standards of the York schools. Prior to going to York, Mr. Brooks had been at Plattsmouth where he was superintendent for several years, going from here to Nebraska City and thence to York.

The election to the Burlington schools means a much larger field to work in for Mr. Brooks, as the new location is in a much larger city, Burlington having a population of 24,000 while York has but 5,000, and with a correspondingly larger school population to be handled in the city schools.

Mr. Brooks has been one of the leading men of the state and has been very active in the educational circles of the state and is at this time secretary of Nebraska High School Athletic association.

## PIATT-WILTSEY

On Tuesday, June 2, at Lincoln, Neb., occurred the marriage of Estell Platt, son of Mr. and Mrs. George Platt of Silver City, and Miss Alice G. Wiltsey of Alliance, Neb. It was while working at Alliance that the young people became acquainted which resulted in the consummation of marriage. Mr. Platt will be with his brother Clyde at Treynor for the present.—Glenwood Tribune.

Mr. Platt is a grandson of the late N. S. Platt, for many years a well known resident of this city.

## A SENSATION!

For Ford cars, trucks and tractors, "Hot Shot" timer brush, works right in your old worn out shell. \$1.50 post paid. Money back if not satisfied. S. A. Van Winkle, agent. 110-6td-4tw

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