

# The Plattsmouth Journal

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NO. 93

## Twelve Years in State Prison for Everett Daniels

Sentence Pronounced Wednesday Afternoon—Charges Against John and Ival Daniels Dropped

In the district court Wednesday afternoon Judge Begley pronounced sentence on Everett Daniels, convicted of second degree murder in the slaying of James Zoubek, Jr. The court imposed the sentence of twelve years in the state penitentiary at Lancaster, Nebraska, as the penalty for the crime of which Daniels had been found guilty by the jury in the district court.

The motion for a new trial offered by the defense counsel was overruled preceding the sentencing of the defendant.

In the cases of John and Ival Daniels, sons of Everett Daniels, who with the father were charged with first degree murder, the complaints were dismissed by County Attorney W. G. Kieck. The evidence of the state at the trial of the father had failed to show the two young men and William Falk as having had any part in the killing of Zoubek beyond the fact that they were at the scene and had been engaged in fighting with Zoubek and Earl Newton a few moments before the fatal stabbing affair. There was no showing that the three had plotted the stabbing and accordingly to save the cost of the long and expensive trial to the county, the action was dismissed.

The complaint against William Falk was dismissed by County Attorney W. G. Kieck at the time of the conviction of Everett Daniels.

The slaying of Zoubek was the third murder in two years in Cass county and the second in which convictions were obtained for the crime. The murder of George Wever resulted in the conviction of his wife, who was given a life sentence in the state penitentiary, and now the conviction of Daniels in the Zoubek slaying. The murder of Fred Patterson, county surveyor at his country store in Rock Bluffs is still an unsolved mystery and no trace of the party committing the crime has ever been revealed.

### SETS NEW LICENSE RECORD

Wednesday was a busy day in the marriage license department of the office of the county judge, "Cupid" Farmer being kept busy supplying the young people with the permits to enter into the state of matrimony. Six licenses were issued and which brought the number for the year up to 300, a new high.

The licenses issued were to the following:

Miss Camillo Dewey and Earl O. Shaffer, both of Omaha, who were also joined in wedlock by Judge Duxbury.

Miss Edna Barr and Cecil Reeder, both of Pacific Junction, Iowa.

Miss Verna L. Wall of Eagle and Arthur K. Thomson, of Palmyra.

Miss Marie H. Sheffer of Greenwood and Charles A. Blehm of Yale, Michigan.

Miss Frances Schultz and Albert Boeck, both of Shelby, Iowa.

### RETURNS FROM LINCOLN

From Thursday's Daily  
Mrs. Kate Morgan returned this morning from Lincoln, she having enjoyed a visit of several weeks there with her sister, Mrs. A. W. Hallam and family. While at Lincoln Mrs. Morgan was a guest at the meeting of the Plattsmouth-Lincoln club, composed of ladies who formerly resided in this city. The club met at the home of Mrs. Karl Halter, which afforded the opportunity of meeting many of the old time friends.

### VISITING IN FLORIDA

C. A. Johnson, who for many years was engaged with the Burlington in their train and yard service, is enjoying the winter months in Florida. Mr. Johnson, who makes his home at Nebraska City with his daughter, Mrs. A. W. Probst, is now at Lake Worth, Florida, for a visit with the R. L. Probst family at that place.

### MOVING CAFE

The Majestic cafe, which has been located in the Barclay building on Main street for several years, is being moved to the building on South Sixth street, formerly occupied by the Economy store. Mr. William Sweeney, the proprietor of the Majestic, is arranging the fixtures in the new location and will be ready soon to serve the patrons of the restaurant at the new location.

## Need for Supplies for Christmas Baskets Felt

Associated Charities at Meeting Wednesday Ask for Donations of Fruit, Canned Goods.

The Associated Charities of Plattsmouth held their December meeting in the office of County Attorney Kieck Wednesday, December 14th. Those present were W. G. Kieck, Mrs. C. A. Rosencrans, T. H. Pollock, Mrs. Frank Mullen, Supt. L. S. Devoe and W. M. Barclay.

According to a report by Director Barclay, there will be a distinct need for Christmas baskets this year. The committee is making preparation so that no deserving family will be in want of food at Christmas time. Mr. Barclay reported that there are in the neighborhood of 100 families who are deserving of baskets during the Christmas season. Unless the Associated Charities is able to take care of the needs of these families, they will have no Christmas.

In view of this fact, the Associated Charities are making a drive for food and clothing for these needy families. Anyone having fruit or vegetables, either canned or raw, and wishing to donate the same are asked to take these articles either directly to Mr. Barclay or call Mrs. Frank Mullen, Mr. Kieck or Mrs. C. A. Rosencrans and a committee will call for the donation. The committee is very desirous of getting fruit as this is very much needed for the baskets. Potatoes as well as other raw vegetables will be particularly appreciated. In addition to food there is a distinct need for clothing, especially children's clothing. Many people have cast off garments that they will be glad to donate. Anyone having such clothing is asked to call the committee or take to Mr. Barclay.

The Associated Charities hope to go through this year without a drive for cash. They feel that if they can secure sufficient food and clothing a drive will not be necessary. The committee earnestly solicits the assistance of every citizen in Plattsmouth in this drive for food and clothing for the Christmas boxes.

### TENDER KITCHEN SHOWER

From Saturday's Daily  
Last evening the Bushnell home in the Wurl apartments, was the scene of a very pleasant gathering of friends to honor Miss Gladys Bushnell whose marriage to Edgar L. Glaze, will take place on Christmas day.

The event was in the nature of a kitchen shower and many very attractive gifts were presented to the guest of honor as remembrances of the many friends and associates.

The evening was spent in the preparation of a bride's book in which each guest penned advice to the bride. Prizes were won by Mrs. W. L. Heinrich and Mrs. Carl Hall.

### DIES AT MASONIC HOME

The death of Miss Alice Coykendall, 74, occurred on Wednesday at the Nebraska Masonic Home where she has been residing for the past five years. The deceased lady was born January 11, 1858 at East Bloomfield, Maine. She later came west and located in Nebraska, residing at Omaha and O'Neill. She was admitted to the Home through Vesta chapter of the Eastern Star on September 13, 1927.

Surviving is one brother, Arthur M. Coykendall of Port Huron, Michigan.

The body will be taken to O'Neill, Nebraska, for interment.

## Asks \$10,000 Damages for Auto Accident

William W. Graham of Omaha Sues James O. Kimball and F. L. Barkus as Result of Collision.

An action has been filed in the office of the clerk of the district court in which William W. Graham of Omaha, is the plaintiff and James O. Kimball and F. L. Barkus of this city are named as defendants.

The petition of the plaintiff gives two causes of action, one for personal damage by reason of physical injuries and the second for damage to the car of the plaintiff.

It is claimed in the petition of the plaintiff that on September 30, 1932, that the plaintiff was 61 years of age with an expectancy of 13 years and capable of earning \$100 per month. It is alleged that on the said 30th day of September, 1932, that the defendant, Kimball authorized the defendant Barkus, to drive the car of Kimball from near Oreapolis where the two defendants are employed as telegraph operators, to Bellevue. The collision of the car of the plaintiff and the Kimball car, driven by Barkus occurred at one of the street intersections of Bellevue, that the Dodge car of the plaintiff was overturned by the impact of the Pontiac of Mr. Kimball and the plaintiff suffered severe injuries. By reason of the injuries it is alleged that the plaintiff will be permanently affected and therefore it is asked that judgment for \$10,000 be given the plaintiff.

The second cause of action is to recover damages claimed to have been sustained to the auto of Mr. Graham and which claim is for the sum of \$115.

### FINDS FOR DEFENDANT

From Friday's Daily  
The jury in the case of Carl J. Schneider vs. John Bauer et al., an action in replevin, this morning returned a verdict finding for the defendants, John Bauer and others. The jury found that the defendants were entitled to possession of property replevined, that their lien for storage in the sum of \$140 was allowed. In the event that the property cannot be returned the defendants were awarded a judgment for \$130 in settlement.

In the trial of the case in the county court the plaintiff was awarded possession of the property which had been replevined from the defendants.

At the conclusion of the hearing of the case, the members of the jury that heard the case were excused for the term and the court took up the last case of the present jury term, that of W. Earl Towle vs. Ole Olson, an action for damages.

### DEER IN CASS COUNTY

Residents of the vicinity of Weeping Water have reported in the last week that a deer has been seen in that locality. The deer was reported by the Fred Rehmeier family, having been seen by Mr. Rehmeier while he was working in a corn field. The deer was running through the field and disappeared. Others who have seen the animal state that it will come in the fields and yards close to habitation but keeps a good distance from any other animals.

There are quite a large number of the wild deer in the northwest section of the state and it is possible that several may have wandered eastward. Residents of Richardson county recently reported seeing a deer which may be the same that has appeared in our county.

### SENDS JOURNAL AS GIFT

From Friday's Daily  
Mrs. Everett Spangler of Murray, was in the city today and while here was a caller at the Journal office and ordered the semi-weekly edition sent to Mr. and Mrs. F. H. Heitzhausen of Portland, Oregon. The paper goes as a Christmas gift from Mrs. Spangler, sister of Mrs. Heitzhausen, assuring a gift that will be over new twice a week for the year.

The Journal will appreciate your phoning in news items. Call No. 6. Thanks!

### BERT COLEMAN ILL

Bert Coleman, well known contractor, is confined to his home in the south portion of the city by sickness. Mr. Coleman has not been in the best of health for some time and is reported as being sick at this time. The many friends will regret to learn of his illness and trust that he may soon be able to be around and resume his usual activities.

## Santa Claus is Given Greeting by Young Folks

Large Number of Children Made Happy by Gifts Donated by Residents of City.

From Saturday's Daily  
Santa Claus made his official visit to the city of Plattsmouth today to greet the children of the community and found several hundred awaiting his coming as he arrived at 10:30 a. m.

The visit of the holiday patron had been announced as a mystery as to the method or place of his arrival and the first intimation of his presence was when he shouted greetings to Plattsmouth from the roof of the Hinky-Dinky store. Santa waved his greetings to the crowd that soon assembled and had to secure the services of the fire department to assist him from his position.

Santa was taken to the Masonic building via the fire truck and found the store room of the building packed with little folks who grew wild with pleasure as the jolly old Santa appeared.

Cards were distributed that entitled the children to a present and for an hour the business section was filled with the little folks, the smaller ones being accompanied by their parents, seeking the various business houses which were to redeem the tickets with some appropriate gift.

Business houses, professional offices and clerks were all serving as Santa Claus aids and here the presents were all wrapped and awaiting the coming of the fortunate little ones. Several of the children who were sick had the pleasure of a visit from the genial Santa in person.

### HOLD UP OIL STATION

From Saturday's Daily  
Last night at 10:30 E. C. Giles, manager of the Corryell Oil station, was the victim of a stickup.

Mr. Giles was in the office of the station when a stranger walked into the place and producing a revolver ordered Mr. Giles to hand over what money was on hand in the station. Mr. Giles complied and gave the man \$4 in change which was in the cash register at the time.

After securing the money the stranger compelled Mr. Giles to march down Elm street some distance where a car was parked and the bandit entered the car and with his companions, who had remained in the car, drove away.

Mr. Giles hurried back to the station to summon the officers and Sheriff Homer Sylvester at once responded and traveled over the highways in the vicinity as well as the road to Omaha but was unable to locate the bandit party.

### DENIES CHARGE

In regard to the suit against James Kimball in which it was stated in petition that I drove the car at the time of the accident, I wish to state the following:

I was not the driver of Mr. Kimball's car, and have never driven his car. Also I attempt to abide by driving laws and try to drive my car carefully.

F. L. BARKUS.

### UNDERGOES EXAMINATION

From Thursday's Daily  
This morning Mr. and Mrs. Major Hall departed for Omaha, taking with them their son, Dick, 10, who will undergo an examination by specialists in that city. Dick has suffered more or less trouble from tonsils and adenoids and may be operated on to give him any permanent relief.

## Carols to be Featured in Plattsmouth

Choirs of the Various Churches Will Join in the Musical Services Wednesday Night.

As a part of the retailers' community Christmas activities, next Wednesday night is to be carol night. This is something a bit unusual but highly in keeping with the Christmas season and is sponsored by the Plattsmouth Woman's club under the direction of Mrs. J. T. Begley, chairman of the music committee. The various choirs of the city are co-operating to make this first carol night a memorable success and establish a worthy precedent for the future.

There are eight choirs participating and these choirs will assemble in the Riley Hotel lobby at 7 o'clock Wednesday. At 7:25 led by the high school band, they will march down Main street singing a Christmas carol. The choirs will then separate to the four points of the compass for the antiphonal part of the service. The Methodist and Christian church choirs, group 1 at 5th and Main; the Presbyterian and Mynard choirs, group 2, at 4th and Pearl; St. Paul's Evangelical and St. Luke's choirs, group 3, at 3rd and Main; St. John's choir and K. C. chorus, group 4, at 4th and Vine. At the sound of the bugle group 1 will march toward the intersection of Main and 4th, singing "Silent Night." As they finish singing the bugle will sound and group 2 will proceed to the same point singing "It Came Upon the Midnight Clear;" again the bugle will sound and group 3 will proceed in like manner singing "Hark, the Herald Angels Sing;" again the bugle will sound and group 4 joins the others singing as they come "Adeste Fideles."

When all the choirs have thus united they will be supported by the high school band as they join in singing, "Joy to the World the Lord Has Come."

This will conclude the exercises. It was the plan to have the Campfire Girls present one of their unique drills immediately following this program but owing to the illness of some of their members the presentation of this feature is at this time doubtful. In case the weather should be too severe for outdoor singing, the various choirs will assemble at the Hotel Riley lobby as scheduled and march to the Masonic building at 7:30, where the music will be put out over the air by the Gamer public address system.

### TO REMOVE SIGNAL DEVICES

The Burlington railroad has received the authority of the interstate commerce commission to abandon automatic train control devices between Creston, Iowa, and Lincoln, Nebraska.

The railroad company contended before the commission that the signals were unnecessary because of reduced traffic on the line and that the abandonment of the automatic signals would save them some \$15,000 a year in operating cost.

The railroad company placed the automatic equipment at this point three years ago and which automatically operated the switches in the yards and did away with the hand operated equipment. The automatic devices greatly aids the rapid handling of traffic, but with the greatly decreased train services the devices are more costly than they are of service.

### SUFFERS FROM ILLNESS

Mrs. Joseph Martis, who for the past nine weeks has been bedfast, has been taken to the Mercy hospital at Council Bluffs for treatment. The condition of Mrs. Martis has been serious and the members of the family circle have been called to her bedside.

### SUFFERS FROM FLU

Francis Yelick, has been taking an enforced vacation from his work in one of the large Omaha garages, this week. He is suffering from the prevailing malady of the flu that has caused so many to remain bedfast for the past two weeks.

### GIVES FINE PROGRAM

In the broadcast of the Merchants night program over the public address system, the Gamer Electric Co., last evening afforded a pleasant treat. The program consisted of a large number of the Christmas carols which had been secured by Mr. Gamer and included the old favorites as well as many new carol selections. It was a most pleasing addition to the evening program.

## Murray School Building Burns This Morning

Two Story, Four Room Building Burned to Ground by Fire Discovered at 10:30 a. m.

From Saturday's Daily  
The Murray school building, housing the grade and two year high school of that community, was burned to the ground this morning by a fire that was discovered at 10:30 raging in the roof of the structure.

The flames spread rapidly through the building and as there is no fire fighting apparatus or water system in the town the fire was soon beyond control. The Plattsmouth fire department was called to the scene but the fire was so far advanced that it was impossible to check the blaze with the use of chemicals.

The building had four large rooms, two on the first floor, two on the second and a small office room located in the upper portion of the structure.

The cause of the fire is unknown. Fortunately the Saturday vacation was on and there were none of the students in the building at the time of the fire.

The building was erected in 1914 and was valued at some \$7,000, with the building covered by insurance. The loss of the school will make necessary the securing of temporary quarters for the school during the Christmas vacation in order that the school may be resumed at the first of the year.

The alarm of the fire drew almost everyone in the town and from the nearby territory to watch the progress of the blaze that they were unable to check or to save any of the property.

### MISCELLANEOUS SHOWER

From Friday's Daily  
Last evening as the Methodist choir closed their regular weekly practice the members joined in tendering a miscellaneous shower, honoring Miss Gladys Bushnell and Mr. Edgar L. Glaze, whose marriage will occur on Christmas day.

The pleasant social event was held in the parlors of the church and where the men of the choir staged a mock wedding which was productive of a great deal of merriment for all of the party.

The shower was a surprise on the young people who were not aware of the event until the close of the choir meeting.

The bride-to-be was presented with a parasol and which opened disclosed the many handsome gifts that had been arranged for them and which will serve as pleasant reminders of the many friends.

### PLAY A FAST GAME

From Saturday's Daily  
The curtain raiser for the Ashland-Plattsmouth basketball game last evening was furnished by the Plattsmouth Reserves and the Nebraska high school quintet. The game was hard fought and furnished more thrills than the big event as the players proceeded to go at top speed.

The final score of the battle was 17 to 16 for the Plattsmouth players, but required three extra periods of three minutes each before the result was settled, both teams repeatedly tying up the score which was twelve all at the close of the fourth quarter. A free toss by Plattsmouth decided the battle.

The local players who participated and showed some excellent work in their floorwork and scoring were: Oliver Taylor, Edwin Kalina, guards, Elbert Snodgrass, David Taylor, Joe Graves, forwards, and Richard Edwards at the center position.

## Platters Win from Ashland; Score 24 to 20

First Game of Season Finds Teams Still Lacking the Smooth Working Qualities.

From Saturday's Daily  
The Plattsmouth high school basketball team last evening opened the basketball season with the Ashland team as their opponents on the local floor. The result was a victory for the Platters by a score of 24 to 20 in a loosely played contest.

The visitors had a tall and rangy team and whose close guarding made the going rough for the locals while the Platters also missed many of their passes to lose the ball to their opponents.

The opening quarter started off as if the Platters were going to march to an easy victory, Arn and Porter scored, Sam with one and Porter with two field shots to put their team out in front. Welch, forward of the visitors secured two tosses on the foul of Rummel, making them good, Mullen, center of Ashland then looped a field goal and a couple of gift shots by Robinson, guard, had the score all tied up, six allie.

In the second quarter, Bob Rummel, who had displaced Porter at center, annexed a basket from mid court for the only Plattsmouth score of the quarter. For Ashland, Pilford, forward, one of the few small members of the squad, dropped in two field goals on the Platters and Wallace, guard, also made his try good and as the half closed the visitors had a lead of 12 to 8.

The Platters in the third quarter showed more of the old time Platter spirit and their offense clicked better against the dwellers on the Balt Creek. Ronne secured a field goal and also made good a free toss from the foul of Welch, Hirz showing some real fight, dashed up from guard for a field toss while Sam Arn added two free throws for additional points, putting the Platters out in front. Welch, of Ashland, was the only scorer for his team in this quarter.

The last period of the game was hard fought by both teams and the Platters had decidedly the best of the final portion of the game, field goals were secured by Rummel, McCleary, Ronne and Hirz, while Arn added a free toss to make the local total 24. For the visitors, Mullen, hard fighting center was the only scorer, making two field goals and two free tosses.

For the visitors Pilford and Mullen showed well, while the defensive floor work of Ronne and Rummel was probably the best of the local effort. Both teams missed many scoring tries.

The game was the first played here under the new ten-second rule and the application of which had its bad moments on both teams as well as on Referee George Parish, who had to serve as the "Big Ben" to toll off the seconds as the ball was held in the hands of either team in the forbidden back court territory.

The tabulated score of the game was as follows:

Plattsmouth—				
	FG	FT	PF	TP
Arn, f	1	3	1	5
Rhoades, f	0	0	0	0
Rummel, f-c	2	0	1	4
McCleary, f	1	0	1	2
Porter, c	2	0	0	4
Ronne, g	2	1	3	5
Hirz, g	2	0	0	4
Knoflick, g	0	0	0	0
	10	4	6	24
Ashland—				
	FG	FT	PF	TP
Welch, f	1	2	1	4
Olson, f	0	0	1	0
Pilford, f	2	0	2	4
Mullen, c	3	2	0	8
Robinson, g	0	2	1	2
Wallace, g	1	0	2	2
	7	6	7	20

### HOLD COURT AT OMAHA

District Judge James T. Begley, who has been holding the jury term of the court here, will sit in the fourth district at Omaha the coming week. The Omaha district has a vacancy occasioned by the resignation of Judge Fred Wright, who has added to the work of the other members of the bench. Judge Begley was requested to come and assist in hearing several of the cases on the docket.