

The Plattsmouth Journal.

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NO. 12

Charges of First Degree Murder Against M'Maken

County Attorney Kieck Files Information This Morning Following Conference at Lincoln.

From Monday's Daily
This morning a complaint charging Joe G. McMaken with first degree murder was filed by County Attorney W. G. Kieck following a conference on Saturday afternoon at Lincoln between Mr. Kieck and Attorney General Paul F. Good, the latter making the request that the charge be filed and the matter taken through court.

In the inquest held here Thursday into the death of William Douglas McCrary, the coroner's jury comprising Kirk Frantz, C. E. Pool, Weeping Water; Elmer Sundstrom, Louisville; Fred Carstens, Avoca; O. A. Davis, Murray and William Atchison, Elmwood, returned a verdict in which it was found that McCrary came to his death by reason of shotgun wounds fired from a gun in the hands of Mr. McMaken, who the jury found had shot in defense of his home and person and recommended that he be released from further charges.

Mr. McMaken was released at once following the inquest and the announcement was made by County Attorney W. G. Kieck that no further charges would be filed unless it was ordered by the attorney general, as the matter of a conviction under the circumstances was doubtful and would entail a large expense to the county.

With the request of the attorney general the case will now be called for trial and will probably be heard at the next term of the district court. The only eye witnesses of the slaying is the defendant and Mrs. McMaken.

The case has attracted the most intense interest and it is expected that the trial of the case will renew the excitement that prevailed in the days of the tragedy and the hearing. Mr. McMaken will be represented by William A. Robertson, who had charge of his interests at the coroner's inquest on Thursday.

The defendant was arraigned in county court this morning before Judge A. H. Duxbury on the charge of first degree murder and to which the plea of not guilty was entered. Mr. McMaken was accompanied by his father and Mr. Robertson at the hearing.

On the charge of first degree murder there is no provision for bail being allowed and the defendant was remanded to the custody of the sheriff until the hearing of the case at the April term of court.

It was announced at Lincoln today by Attorney General Good that he would have Paul F. Cheney, assistant attorney general sent here to prosecute the case with County Attorney W. G. Kieck. The attorney general stated that the review of the case led to his belief that the element of premeditation was shown and accordingly the request for filing the charges had been made.

CWA HAS PAYDAY

Saturday was payday for the various CWA projects in the county and the workers awarded with their wages for services performed. This past week closing Thursday, included those formerly in the CWA work as well as the CWA workers receiving their salaries through the general disbursing officer, County Clerk George R. Sayles.

There were nineteen projects in the county and which employed 241 persons who received the sum of \$2,083.66 for their services.

In this city there were five projects in operations which included many of the former CWA work, these employing 112 persons and the amount of the payroll was \$1,163.91.

SUFFERS FROM NEURITIS

Mrs. Earl Iske, residing near this city has been suffering for the past few days from an attack of neuritis which has made her condition very painful and kept her from her household work. The patient is showing some improvement and it is hoped may soon be able to resume her usual activities.

HAS WRIST BROKEN

From Wednesday's Daily
M. P. Fleming was quite seriously injured this morning at his home on North 11th street, suffering the fracture of his right wrist. Mr. Fleming had purchased a car Tuesday and this morning while he was working on the car the lid of the rear compartment came down suddenly and caught his arm, causing the fracture. He was taken to Omaha and the injured arm set by a specialist and it is hoped that he may soon be able to have the use of the member.

To Cut Down on Rural Relief in This State

Haynes Plans Rehabilitation Program—To Reorganize the Present Staff.

Federal relief will be permanently withdrawn from smaller Nebraska communities under a program of rural rehabilitation announced Sunday by Rowland, federal relief agent for the state. Haynes, who has returned from conferences in Washington, indicated his chief goal is to take the needy persons in these rural districts from relief rolls in accordance with administration plans to cut down on relief expenditures gradually.

Another major task confronting him is the reorganization of his staff so as to transfer to work relief jobs those CWA employees who cannot maintain themselves or be absorbed by increasing public and private employment at the end of this month. Haynes brought back assurance relief will not be immediately withdrawn in the rural territory of the state altho general plans of the federal administration for transfer of CWA men to work relief indicated it would be limited to towns of more than 5,000 population.

"The administration recognizes," Haynes said, "that it cannot continue indefinitely to provide relief. But it also realizes that in developing its rehabilitation program, it can't just suddenly lop off relief and tell the men to go ahead and support themselves."

What Haynes has in mind is to maintain the present relief and accounting staffs to carry on similar work now being done. He expected to take over as much of his CWA staff as is necessary to handle the work relief after this month because they are familiar with the work end and engineering problems, leaving to the relief staff the task of determining which men are in need and shall participate in the cash payment relief jobs and the amount of hours work they need.

These agencies will continue handling of the problem of avoiding actual privation but Haynes looks to his rehabilitation program for permanent plans to help destitute families regain a means of supporting themselves as a matter of permanent relief.

The recent announcement of Governor Bryan that he had requested \$50,000 for seed for drought stricken farmers in northeast Nebraska, Haynes said, was the first step in this program.

"This seed," Haynes pointed out, "is designed to enable them to raise crops to maintain their present plant. It should help them to get back on their feet. I haven't been promised the money yet but there is a place where a little aid will permit people to become self supporting again."

FILES FOR CO. SUPERINTENDENT

Saturday afternoon P. T. Johnson, of Murdock, was in the city and visiting the court house entered the lists as a candidate for office at the coming primary election in August.

Mr. Johnson, a member of the teaching profession, is seeking the nomination for county superintendent on the non-partisan ticket and accordingly paid over his filing fee to County Treasurer John E. Turner and is now out in the open as a candidate.

Mr. Johnson has been the superintendent of schools at Murdock for the past eight years and is well known among the teaching profession of the county through his long service at Murdock.

Falls City Wins Southeastern Regional Meet

Disposes of Nebraska City in Finals by a Good Margin—Avoca Is Winner in Class B

The Falls City basketball quintet for the second year in succession was winner of the southeastern Nebraska class "A" regional basketball meet when they turned back Nebraska City Saturday night by the score of 23 to 14.

The regional winners had a hard and desperately fought battle with the Plattsmouth quintet to win 27 to 26 Saturday afternoon, but were much more effective against the Ottumwa than they were against the Plattsmouth.

Nebraska City was winner Saturday afternoon over Humboldt in the semi-finals by the score of 25 to 13. In the Plattsmouth-Falls City game Ronnie led the locals in scoring while Hiner, usually a tower of strength for the locals, was unable to get going.

The score of the game was as follows:

Plattsmouth—				
	PG	FT	PF	TP
McCleary, f	3	6	1	6
Cotner, f	0	0	0	0
Ronne, f	3	1	0	7
Hiner, c	1	1	1	3
Armstrong, g	1	1	0	3
Jensen, g	2	0	0	4
Rhodes, g	1	1	1	3
	11	4	3	26

Falls City—				
	PG	FT	PF	TP
J. Schock, f	4	6	0	8
Grant, f	0	0	0	0
White, f	0	0	1	8
Zuel, c	2	0	2	4
Camblin, g	2	0	1	4
Stumbo, g	1	1	0	3
	13	1	4	27

The final game for the championship was witnessed by a large crowd, as the Nebraska City fans had hoped that they might repeat their earlier season victory over Falls City, but the Brownmen were a far different group than when early in the season they had been booted around the southeastern conference. The score in this game was as follows:

Falls City—				
	PG	FT	PF	TP
Stumbo, f	1	0	1	2
White, f	1	1	4	3
Weddell, f	0	0	0	0
Zuel, c	2	0	3	4
Camblin, g	2	0	1	4
J. Schock, g	3	3	0	9
	9	4	9	22

Nebraska City—				
	PG	FT	PF	TP
McIntyre, f	1	1	4	3
Owens, f	0	0	1	2
Berthold, f	0	0	0	0
King, f	0	0	0	0
Witty, c	2	1	0	5
Sharp, g	0	1	1	1
Tinnimeyer, g	0	3	0	3
	4	6	6	14

In the consolation honors Plattsmouth was winner from Humboldt by the score of 24 to 23 in a well played game.

The Avoca whirlwind that has held the spotlight in class B events in eastern Nebraska, swept away the equally powerful Stella team, winner of the Humboldt tourney, by the score of 39 to 20, to win the right to represent the southeast at the state meet at Lincoln next week. Avoca played a neat and effective game all the way and will make a real argument for any team they may meet at the state tournament at Lincoln.

VISIT HERE SUNDAY

A number of the relatives were here Sunday to spend the day with Mrs. James T. Begley and son, James P., and Mrs. Dale Jacques of Alexandria, Nebraska, at the home. Those who were here were Mr. and Mrs. Ray Beslin, Mrs. Tine Corey, Mrs. Charles Platt, Harry Begley and Miss Eva Begley, all of Omaha, and Mr. and Mrs. L. T. Doup of Kansas City, Missouri and Miss Jean Jacques, Omaha.

ENJOY BRIDGE PARTY

Mrs. L. B. Egenberger and Mrs. L. W. Egenberger were in Omaha Saturday afternoon where they were guests at the home of Mrs. Robert Hotz, who with Mrs. Henry A. Egenberger were hostesses at an afternoon of bridge.

DEATH OF LITTLE ONE

From Tuesday's Daily
This noon the three-months-old son of Mr. and Mrs. Thomas Slayman died suddenly at the family home in the southeast portion of the city. The little one, Robert Leroy, was born December 15th and up to this morning had apparently been in the best of health. The father left for Syracuse this morning on business and at that time the little one was apparently all right. It was not until noon that the babe became seriously and alarmed the members of the family and medical aid was called but the little one failed to rally and passed away in a short time.

The little one is survived by the parents and one sister and three brothers.

George S. Upton a Pioneer of Union, at Rest

Funeral Services Were Held Sunday at Late Home and Attended by Large Number of Friends

Funeral services were held on Sunday afternoon at Union for George Simeon Upton, 84, pioneer resident of Liberty precinct, who died at the family home in Union on Saturday.

The services were conducted by the Rev. B. K. Kunkel, pastor of the Methodist church at Union. The pall bearers were old friends and acquaintances of the family, J. D. Cross, D. R. Frans, G. A. Sikes, R. E. Foster, Dan Porter and William Hodges. Interment was at the Wyoming cemetery.

Mr. Upton was born July 19, 1849, in Kentucky, and came to Nebraska with his parents, the late Mr. and Mrs. Joseph Upton, in 1865. He was married at Union December 11, 1873, to Miss Frances J. Reynolds. The family made their home on a farm near the village for a number of years and eight years ago retired and moved into town where they had since made their home. He was well known in the community where he had resided for nearly 70 years.

He is survived by his widow and two sons, L. R. Upton, Union, and Earle Upton, Burwell, Neb. Other relatives surviving are three sisters, Mrs. Nan Switzer, Mrs. Mary Johnson, Mrs. M. U. Thomas, all of Lincoln and a brother, H. S. Upton.

RECOVER STOLEN CAR

From Tuesday's Daily
Last night Officers David Pickrell and Roy Stewart had a busy chase over the city in pursuit of a car whose occupants were alleged to be engaged in draining gasoline from cars located in various parts of the city. The car was first reported in the north part of the city where the occupants had been draining gas from the car of George Jaeger and from then on the police had a merry chase with the party. The car was finally located on North Seventh street where the occupants, hard pressed had evidently abandoned the car and took it on foot.

The car was a model A Ford sedan and bore the license plate 1,4288 and had evidently been stolen as there was no registration card in the car. It was brought on down to the city hall by the police and is being held for the owner if he appears on the scene.

The car was owned by Walter Reness, of Omaha, who was here this morning to secure the car from the city police. Mr. Reness states that the car was stolen from near the Rome hotel on Sixteenth street in Omaha last night in the early part of the evening. He had gone into a small shop there for a few moments and returned to find that the car was missing. The Omaha detective department advised him that a car had been recovered here and which proved to be his.

VISITS IN THE CITY

Martin Nielsen, who is a candidate for the democratic nomination for sheriff, in company with his sons and daughter-in-law, Carter Nielsen and Mr. and Mrs. Anton Nielsen, were in the city Saturday for a short time looking after some matters of business and trading and while here Mr. Nielsen visited a number of friends for a few hours.

Health and Nutrition Center Now Operating

First Ward School Building Being Used for Purpose of Caring for Group of Children.

The Plattsmouth health and nutrition center has been located at the building formerly used for the first ward school, where there are some thirty of the children of the city being cared for during the day under the special care of the nurses and the supervision of the director of nutrition and health.

The children at the center range from two to five years of age and have been submitted to a physical examination that has disclosed that many are in need of the special diets and balanced meals that are served at mid-day at the center.

The children are at the center from nine until three o'clock and the morning period is devoted to tests and the play hours for the children while following the serving of the specially prepared meal the little folks enjoy a rest period, a large number of cots being provided upon which the children may rest until time to return to their homes.

Miss Theresa Libershal, who received special training in health and nutrition at the University of Nebraska, is the director and supervisor of the health center and has a very efficient staff of assistants in the care of the children.

The nursing section is headed by Mrs. Iva Carr, a graduate nurse of the Methodist hospital at Omaha, who has as assistants Miss Fay Hennings, Miss Grace Pilney and Mrs. Edith Vandervoort, who have proven most efficient in their work.

The food department and its preparation is in charge of Mrs. Bert Coleman, while Mrs. Albert Glauz is the seamstress of the health center and looking after this particular line of the work.

The health center has appealed to the public for donations of towels, soap and other needed articles and were delighted to receive a \$5 donation from "The Live Wires," organization of the ladies employed by the Iowa-Nebraska Light & Power Co.

TO VISIT OLD FRIENDS

From Tuesday's Daily
Mrs. Erl R. Teppell, of St. Paul, Minnesota, arrived here today to enjoy a visit with the friends of several years standing, being a house guest of Mrs. Mathilde Soennichsen. The Teppell family were residents here for a number of years, Mr. Teppell being the storekeeper for the BREX and was transferred from this city to Atlanta, Georgia, from which place he was recently sent to the St. Paul shops of the company. The many friends are delighted to have the opportunity of visiting with Mrs. Teppell and renewing the ties of friendship of years gone by.

STILL QUITE ILL

Mr. and Mrs. Lee J. Mayfield of the Louisville Courier are both still suffering from the effects of a very severe attack of the flu, which has in Mrs. Mayfield's case been threatening pneumonia. Mr. Mayfield, who was first taken ill has been up for a short time but is still far from well and in the last few days Mrs. Mayfield has been under the care of a trained nurse. During their illness the destinies of the Courier are being looked after by Mr. and Mrs. Earl Mayfield.

HERE FROM ILLINOIS

F. R. Gobelman of this city is enjoying a very pleasant visit with his brother, Albert Jones, of Niota, Illinois, who is here to spend a few days in this part of the west. Mr. Jones is a retired employe of the coach department of the Santa Fe railroad and has in recent years visited among his children and the other relatives and enjoyed the opportunity of the well earned rest.

WEDDED AT CITY HALL

Judge C. L. Graves, whose reputation as "the marrying squire" is extensive over the eastern section of Nebraska, was called upon to join in matrimony Tuesday afternoon two young people of Omaha. The contracting parties were Albert L. Rogers and Mrs. Louise Bell, the ceremony being performed in the usual impressive manner of the court. The ceremony was witnessed by Chief of Police Joe Libershal and Val Burke who kindly responded to the call to assist in the ceremony.

John Libershal May Lose Sight of Left Eye

Injured When Piece of Wood From Bonfire Strikes Eye and Burns the Eyeball Severely.

From Wednesday's Daily
John A. Libershal, well known resident of this city, was the victim of an unusual accident this morning that may cause the loss of the sight of the left eye.

Mr. Libershal, who has charge of the care of the St. John's church and school and the grounds, was working in the yard near the church and at the time of the accident was engaged in burning some rubbish that he had raked up. One of the pieces of wood that was being burned broke suddenly and a piece of the burning wood was thrown into the face of Mr. Libershal, striking him in the left eye and apparently badly burning the eyeball and causing intense pain.

The injured man hurried to the office of Dr. T. P. Livingston where first aid was given and he was then hurried to Omaha to be treated by an eye specialist in the hope that the sight of the eye might be saved.

RECEIVES MORE AWARDS

Deputy Sheriff J. E. Lancaster, whose action here a week ago Wednesday stopped a bold daylight robbery of the Plattsmouth State bank, is receiving additional expressions of appreciation from various banking interests of the state for his outstanding work.

The National Security Co. has just presented our efficient deputy sheriff with \$50 in cash as a token of their appreciation of his fine work in checking the robbery.

The Nebraska City National, the Merchants National and the Farmers State bank of Nebraska City also have shown their appreciation of the deputy's fast and effective work in checking the robbery by each of them sending a \$10 award to Mr. Lancaster.

A BOWROWFUL CASE

From Tuesday's Daily
Early this morning there arrived in this city a lady apparently in her very early thirties who had with her a family of three little children, the eldest of whom was a boy apparently about six, a little girl some two years younger and the third a very young baby in arms. The family were en route to Missouri and had come from Denver to this city on their way to their former home. The woman stated that the husband and father had caught a freight train for his destination but the family were hitting the roads and securing rides where possible.

Police officers directed the pathetic group to local relief officers where they might secure aid for their stay here as they claimed to have had no breakfast when reaching here.

RETURNS FROM HOSPITAL

Miss Sophia Newman, who has been at the Methodist hospital at Omaha for the past ten days recovering from the effects of an operation for the removal of pus from a lung which followed an attack of pneumonia, was able to return home Monday. The patient is feeling much relieved and it is hoped in a short time that she may be restored to her former good health.

Well Known Young People Wed in Omaha

Howard A. Dwyer, Well Known Young Lawyer Married to Miss Margaret Getscher.

The marriage of Miss Margaret Getscher to Mr. Howard A. Dwyer occurred on Saturday afternoon at 4 o'clock at the Kountze Memorial church at Omaha, the marriage rites being read by Rev. Walter Traube, pastor of the church.

The bride wore a wedding gown of deep blue with accessories in the same tone. Her flowers were a corsage of gardenias. Miss Grace Getscher, sister of the bride, was bridesmaid. She wore a navy blue ensemble.

Walter Sparling of Omaha was the attendant of Mr. Dwyer at the ceremony.

The wedding is the culmination of a romance of school days when the young people were students at the University of Omaha where Mr. Dwyer received his law degree and his bride also graduated from the law school.

Mr. Dwyer is a son of Mr. and Mrs. D. O. Dwyer of this city and was born and grew to manhood here, graduating from the Plattsmouth high school and later received his bachelor's degree at the University of Nebraska. Mr. Dwyer is now engaged with the Federal Land bank at Omaha where he has a very fine position in the legal department.

Mrs. Dwyer is a daughter of Mr. and Mrs. George M. Getscher of Omaha.

HAVE PLEASANT MELTING

Fontenelle chapter of the Daughters of the American Revolution met on Monday afternoon at the home of Mrs. Otto Keck with a pleasing number of the members in attendance to enjoy the occasion.

The larger part of the session was taken up with the report of the state conference which was held last week at Wayne, given by Mrs. E. H. Wescott, past state regent and Mrs. L. O. Minor, who had represented the local chapter.

The chapter also voted to present a medal to the boy and girl in the eighth grade who had the highest standing in American citizenship for the year and which will be presented on the report of the standings at the close of the school year.

It was also decided to have the National Defense News placed on the reading table at the high school for the use of the students and teachers in the study of national defense needs.

FIRE DEPARTMENT BUSY

The fire department has had a busy time with responses to calls, being called late Tuesday afternoon to Lincoln avenue where an auto was reported on fire and which the firemen were able to put out without a great deal of difficulty.

This morning the department was called out when the usual source of fire calls, the old brick building on Third street near the saw mill, had the roof ignited by sparks from the engine of the sawmill. This is the fourth time that the department has been called to this scene, the roof being shingles catches fire very easily from the sparks. The fire was extinguished with the loss of a few more shingles of the roof. The building is owned by the Farmer Co-Operative creamery whose plant is located in the same block.

PLANNING FOR CONVENTION

One of the busy persons in this city at the present time is Mrs. E. H. Wescott, who in addition to being interested in a number of societies of the city, has a large part in the conduct of the forthcoming convention of the first district Women's club.

Mrs. Wescott is the general chairman of the Plattsmouth committee and has a meeting today to discuss the plans for the big gathering in April and which will bring here several hundred ladies. Mrs. Wescott has had much experience in state and national programs and conventions and her work has been a great aid to the local Woman's club.