

The Plattsmouth Journal.

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PLATTSMOUTH, NEBRASKA, THURSDAY, FEBRUARY 18, 1937.

NO. 4

Funeral of Mrs. Spangler Held Sunday

Short Service Here and Body Taken to Millard for Services at Lutheran Church.

The funeral services of Mrs. William Spangler were held Sunday afternoon at the St. Paul's Evangelical church at Millard, where a large number of friends of many years standing had gathered. Rev. Huff, pastor of the Millard church, conducted the services.

A short prayer service was held at the home here at noon Sunday by Rev. G. A. Pahl.

The interment was at the Mt. Auburn cemetery at Millard with the Sattler funeral home of this city in charge.

The pall bearers were selected from the members of the family circle. Lester, Vilas and Elwin Spangler, John and Harry Mass and Bill Baker. Anna Margaretha Magdalena Hermann, was born January 28, 1883, in Schleswig-Holstein, Germany. In her early infancy she was baptized and later confirmed in the Lutheran faith.

At the age of six years she was brought by her parents to the United States and where she has grown to womanhood and on February 22, 1906, she was married to William Spangler.

To Mr. and Mrs. Spangler there was born seven children, one son preceding the mother in death. Besides the husband and aged mother, Mrs. Dorothea Hermann, she leaves to mourn her passing three sons and three daughters, Lester, Vilas, Elwin, Marguerine, Alta, all of Plattsmouth and Mrs. John Mass of South Omaha. There are also surviving four grandchildren, one brother and three sisters, Frank of Gretna, Mrs. Charles Spangler, Mrs. Bertha Alphon of Wisner, Nebraska, and Mrs. John Bills of Ralston.

She has been in failing health for over fifteen years, about five weeks ago she was taken with an attack of influenza and passed away at the family home here on Thursday morning at the age of fifty-four years and thirteen days.

She was a very loving and devoted wife and mother.

Those from out of the city to attend the funeral services were Mrs. Dorothea Hermann, Wisner, mother; Mr. and Mrs. Bills, Ralston, Mrs. Bertha Allison, Mrs. Charles Spangler, Mr. William Soden, Mr. and Mrs. Henry Soden, and son, Norman, Mr. and Mrs. Frank Spangler, Mr. and Mrs. Max Soden, all from Wisner; Mr. and Mrs. Oteo Mansole of Fremont, Mr. and Mrs. Hank Schneider, Mr. and Mrs. John Schneider, Mr. and Mrs. Chris Schneider, Mr. and Mrs. Charles Schneider.

TO ARGUE CASE

From Tuesday's Daily—

Attorney A. L. Tidd was at Lincoln today to appear in the state supreme court to represent the city of Plattsmouth as special counsel in the case of the City of Plattsmouth vs. John Hazzard, et al.

This case is appealed by the city to test the ruling of the trial court that the owner of tax foreclosed property had the right to redeem after a sale at the bid price that the property brought at the sale.

The case was won here by the Standard Savings and Loan association and the city is appealing the decision of Judge Livingston.

City Attorney Howard Davis is also appearing in the case as counsel for the city.

SURPRISED THE HOME FOLKS

Mr. and Mrs. M. S. Briggs were surprised on Sunday by the family of Leland S. Briggs of David City, Fred J. Franzen and family of Omaha, and Paul R. Stangenberg and family, cousins, of Lincoln, who came Sunday bringing plenty of good eats, all enjoying a visit for the day. While the surprise visit occurred near the date of the fiftieth wedding anniversary of Mr. and Mrs. Briggs, it was not an observance. This event is planned for a later date.

BURGLARIZE FARM HOME

The farm home of William Dettman near Elmwood, was visited by burglars Sunday night and a small amount of money as well as some provisions were taken by the night intruder.

The family, comprising Mr. Dettman, his mother and sister, have their sleeping apartments on the second floor of the house and while they were asleep the burglar proceeded to ransack the first floor rooms and securing the loot made a getaway, the loss not being discovered until some time later.

Reverse Cass County Case in Supreme Court

Securities Investment Corporation vs. Krejci Heard by State Court—Opinion by Judge Day.

The case of Securities Investment Corporation vs. M. A. Krejci, which on the trial in the local district court, resulted in a verdict for the defendant in the case, has been reversed in the state supreme court. The case was reversed and remanded with directions. Justice Day gave the opinion in the case.

The syllabus of the case is as follows: Securities Investment Corporation vs. Krejci. Appeal, Cass. Reversed and remanded with directions. Day, judge.

1. The defendant in a replevin action may, under the general denial, prove any fact which amounts to a defense.

2. In a replevin action to foreclose a mortgage on chattels, the defendant under a general denial may prove damages resulting from a breach of warranty in the sale thereof as an offset to show that plaintiff at the commencement of the action was indebted to her in an amount at least equal to the amount due on the note.

3. A verdict unsupported by any competent evidence, but based solely upon speculation and conjecture, cannot stand.

4. Where the defense in a replevin action to foreclose a chattel mortgage is that the plaintiff is indebted to defendant, the failure of the court to instruct the jury that the amount so due must be at least equal to that due on the mortgage note to defeat plaintiff's cause of action is prejudicially erroneous.

SEEKS DIVORCE DECREE

In the office of the clerk of the district court Monday afternoon a petition was filed by Gladys K. Gauer against John L. Gauer, asking a decree of divorce and the custody of the minor son, John K. Gauer, four-years-old, as well as suitable allowance for the care of the plaintiff and the child.

The petition states that the parties were married at Ashland, Nebraska, on January 26, 1927. That they are now and have been residents of Louisville.

The petition alleges cruelty as the basis of the action.

The plaintiff asked that a restraining order be issued against the defendant, prohibiting him from interfering with the plaintiff or the child either at Louisville or Plattsmouth.

Owing to the absence of District Judge W. G. Kieck at Nebraska City, the temporary restraining order was signed by County Judge A. H. Duxbury.

4-H CLUB ELECTS

The 4-H Baby Beef club and the Dairy club met at the home of Leo Rikil near Murdock Wednesday evening, Feb. 10.

The following officers were elected: Vernon Rikil, president; Nagle Bricker, secretary-treasurer; Milton Bachman, news reporter. There are nine members in baby beef and seven in dairy club. The next meeting will be with Milton Bachman near Ashland March 12.

After the meeting a lunch was served by Mrs. Rikil.

Our stock of legal blanks is most complete.

Musical Program is Featured at Rotary Meeting

Winners in Recent High School Musical Contest Presented as Well as Miss Helene Perry.

From Tuesday's Daily—

The weekly luncheon of the Plattsmouth Rotary club this noon at the Hotel Plattsmouth featured the winners of the recent musical contest of the Plattsmouth high school and Miss Helene Perry, member of the faculty of the schools.

The program was one that the students presented most delightfully and each number was a fine demonstration of the ability of the young people and the excellent training that they have received from Mr. Lee Knolle, the supervisor of music of the city schools, who was a guest of the occasion.

Allen White gave a trumpet solo, "The Gypsy Love Song," whose beautiful melody has made it a world wide favorite.

Theodore Libershal, tenor soloist, gave as his contribution to the program, "The Jolly Roger," in a very effective manner.

Miss Helene Perry, whose dramatic readings are always a distinct treat, gave a patriotic touch to the luncheon in her selection, "A Mount Vernon Fantasy," a tribute to the near approach of the birthday of the first president.

Robert Vallery, in his baritone number, "The Kashmiri Song" gave a fine rendition of this lovely selection.

Mrs. Lee Knolle and Miss Jean Knorr were the accompanists for the young people.

The meeting was under the leadership of George L. Farley.

Dick Hall, who was to appear on the program with a bass solo, was ill.

Results on the vote on the debate which was presented by the high school students last week were announced. The question was: Resolved: That all electric utilities should be governmentally owned and operated. Results showed 9 affirmative, 16 negative, and 2 neutral before the debate and 10 affirmative, 16 negative, and 1 neutral after the debate.

Miss Florence Beighley was present as a faculty guest.

COUNTY SCHOOL MEN DISCUSS LEGISLATION

Charles A. Bowers, secretary of the Nebraska State Teachers' Association, was the principal speaker at the meeting of the Cass County School Men's association in Eagle Monday evening. Board members of each of the towns were also guests at the meeting. 45 men representing Alvo, Eagle, Weeping Water, Avoca, Nehawka, Plattsmouth, and Elmwood attended.

Mr. Bowers discussed legislation pertaining to the schools. He took up the legislative bill No. 25. This bill provides for a committee to be set up to investigate the tax system in the state. It would probe into the collection, spending, and distribution of taxes in the state. Bill No. 138, proposing teacher retirement was also explained by Mr. Bowers. Legislation in general, centralization of offices for teacher certification, and teacher tenure also had a part in the talk.

Galen Saylor of the research department of the N. S. T. A. assisted in the round table discussion, answering questions which were asked by the school men and board members. Mr. Saylor is a new man with the N. S. T. A.

Following the meeting girls of the first year home economics class served lunch. J. R. Reeder and Lumir Gerner of Plattsmouth attended the meeting.

HOMEMAKERS' QUILTING

Quilt frames will be put up in the recreation center for ladies who wish to make quilts during the homemakers' hours on Wednesday and Friday. Mrs. Ruby Lester announces that women may bring their own quilts to be tied or quilted and the group will work together on them. Women's hours are from 2 to 4 o'clock.

SUFFER FROM FEVER

The Alvo community is still suffering from the epidemic of scarlet fever that has visited many families in that section in the last three weeks. One of the latest to suffer from the malady is Mrs. Hauptman, wife of the superintendent of schools. The board of education has had a trained nurse engaged the past two weeks and who has conducted examinations of the school pupils twice daily and which has served to check the spread of the disease to a great extent in the community.

Cedar Creek Burglars Blast Way into Safe

Safe in Store of A. O. Ault Shattered by Explosion of Dynamite, Officers Discover.

The burglary of the A. O. Ault store at Cedar Creek Sunday night and the blowing open of the safe was a very complete job, Deputy Sheriff Sylvester, who investigate the case states and was the work of one who was familiar with explosives.

The combination of the safe had been broken off and the door blasted open altho it was not torn off the hinges, a part of the handle of the door was hurled through the front window of the store and out into the street.

The burglars secured a small amount of money that was in the safe and made their getaway before the townspeople were aroused by the explosion.

COMMUNITY BUILDING CLUB COMPLETING ITS FIRST YEAR

The Community Building club, organized the last week of February, 1936, attains its 52nd consecutive week of operation this week. Next week it will enter upon its second year of existence.

In that time, salaries paid to the various presidents-elect have totaled \$1,250, with \$50 yet unclaimed.

Weekly elections were held on Wednesday nights up to about a month ago, and then changed to Saturday nights.

The club is not operated for individual profit, the entire proceeds going to pay off community building indebtedness, supply shoes to needy school children (approximately \$100 already expended on this activity), provide musical equipment for the Junior drum corps and help meet the overhead cost of maintaining the Boy Scout program in Plattsmouth. About \$125 has been allotted to these two activities from Community Building club funds.

\$631 has been paid on community building indebtedness and an additional \$400 or more will be available for that purpose at the next interest paying date, April 1st.

The club is winding up its first year of existence with a slightly reduced membership from its peak roll of last summer, but, with a very satisfactory number for this season of the year. Club affairs are administered by the Legion community building trustees, with Leo Boynton acting as secretary ever since the club was organized a year ago.

The copyright owner, secretary and collectors are paid for their services on a commission basis.

RETURNS FROM HOSPITAL

Alfred Edgerton returned from the University hospital in Omaha Saturday afternoon. Newell Pollard brought him to his home in Plattsmouth. Mrs. Edgerton, who went to Omaha Thursday, also returned. Darlene and Donna Mae Edgerton will remain with their aunt in Omaha and attend school there.

Mr. Edgerton is reported as feeling some better after his rest and treatment in the hospital.

CROCHETING CLASS GROWS

Thirteen girls are now enrolled in the crocheting class at the recreation center. The class meets on Monday, Wednesday, and Friday after school. The girls are now working on carpet rag rugs. Knitting and tatting will also be taught.

Olden Days Theme of the Family Album

Dorcas Circle at M. E. Church Present Clever Sketches From Days of Long Ago Tuesday.

From Wednesday's Daily—

Members of the Dorcas circle entertained at an old-fashioned tea yesterday afternoon in the church parlors. Mrs. Pete Carr introduced her assistant hostesses, Mrs. Howard Wiles, Mrs. Frank Barkus, Mrs. A. H. Duxbury, Miss Wilma Pickard, Mrs. W. A. Wells, Mrs. Burke, Mrs. C. C. Cotner, Mrs. R. B. Hayes, and Miss Olive Gass. Each wore a dress of a past generation and gave a brief history of their costume.

Mrs. E. H. Wescott had charge of the family album. The album was shown by Mrs. Wm. Heinrich to Mrs. Clement Woster. Pictures were shown as Mrs. R. B. Hayes sang, E. H. Wescott played the organ during the afternoon.

The album opened to the song "Precious Jewels." It revealed Clement Woster in an old fashioned costume and curls. The second picture was shown as Mrs. Hayes sang "Silver Threads Among the Gold." Mrs. O'Brien took the part of grandmother. "Jesus Loves Me" showed David Lillie in the dress worn by a small boy who might have been his grandfather.

Miss Agnes Wood played the part of a young woman as "Nita, Juinata" was played. Clement Woster with cane and moustache acted the part of the dandy as "I'm Captain Jenks" was sung. "Mary Had a Little Lamb" showed a timid child, Marjorie Devoe, in quaint costume and patent leather slippers. "Roll, Jordan Roll" showed the stern, stiff minister, depicted by Rev. Wright. The Gossips were played by Mrs. O'Brien and Mrs. Ella Kenney as "Ring Those Bells" was played.

The sweet girl graduate was interpreted by Helen Hall representing Mrs. E. H. Wescott, as Mrs. Hayes sang "Believe Me If All Those Endearing Young Charms." "Blow Ye Winds" was the music which accompanied the picture of Mrs. Justus Lillie rocking a baby.

Lumir Gerner with derby and red necktie was the "catch of the town." The next picture showed Miss Olive Gass seated before a teacher's desk with a hickory stick handy. "Little Red Schoolhouse" accompanied the picture.

Four generations were shown with Mrs. Billon, Mrs. Robert Fitch, Sr., Robert Fitch, Jr., and Suzanne Babette Fitch. The wedding picture was shown with Mr. and Mrs. L. S. Devoe as the wedding march was played. The final picture, the family group, showed the Devoe family—derbys, waxed moustache, canes, etc.

Misses Kathryn Armstrong and Berniece Arn turned the pages for the album.

Mrs. Howard Wiles and Mrs. A. H. Duxbury presided at the tea tables as one hundred were served. Family albums of early Plattsmouth families, coal oil lamps, and antique mottoes were used for decorations.

HOLD JURY TERM

District Judge W. G. Kieck and Court Reporter Glenn Woodbury are at Nebraska City this week where the jury term has opened and a large number of cases pending.

Since taking office in January, Judge Kieck has been very busy in the three counties of his district in clearing up the dockets and also was on the fourth district bench at Omaha for several days, acting for Judge J. W. Yeager, who was holding court here.

PREPARE FOR CONVENTION

County Treasurer John E. Turner was at Grand Island Saturday evening and Sunday arranging details of the annual convention of the County Treasurer's association of Nebraska, which will meet on March 9, 10 and 11th.

Mr. Turner is the president of the state association and has much to do with the final details of the meeting.

GIVEN THIRTY DAYS

From Tuesday's Daily— This morning Walter Burke was arraigned in the county court on a charge of intoxication, he being taken in custody a few days ago at his home in the south part of the city.

The defendant entered a plea of guilty to the charge and was sentenced by the court to thirty days in jail, the court suspending twenty days of the sentence during the good behavior of Burke, otherwise the full sentence to be effective and the twenty days served with bread and water as the nourishment.

W. H. Rutledge Dies Last Night at Masonic Home

Death Occurs from Shock After Leap from Third Story Room—Suffered from Senile Condition.

From Wednesday's Daily—

William H. Rutledge, 80, a resident of the Nebraska Masonic Home, last night shortly after 11 o'clock, leaped from his room in the third story of the infirmary building and while escaping without injury in the fall, died later of shock.

Mr. Rutledge has been in a senile condition for some time and has been under almost constant care as he has been suffering hallucinations and which made his care difficult.

In his leap from the third story he alighted in a large syringa bush near the building and which broke the force of his fall, missing by a short distance a deep areaway where he would have been crushed. As it was he suffered no broken bones and was conscious when taken into the building and to his room. At his advanced age, however, he failed to rally from the shock and a short time later passed away.

The mental condition of the patient which was the cause of the rash act was evident and County Attorney J. A. Capwell stated that no inquest would be necessary.

William H. Rutledge was born at Macomb, Illinois, November 21, 1856, and was in his eightieth year. He was a resident of the west part of the state for a great many years and was admitted to the Home from Franklin lodge, No. 264, A. F. & A. M. of Franklin, Nebraska, June 15, 1936.

He is survived by two daughters, Mrs. Hazel Bussy and Mrs. Florence Reeves of Denver.

The body was taken to the Horton funeral home and from there will be taken to the late home at Bloomington, Nebraska, for burial beside the wife who preceded him in death November 20, 1922.

MOVING TO WASHINGTON

Mr. and Mrs. L. R. Hickenbottom and two children are moving this week to Ellensburg, Washington, where Mr. Hickenbottom will work in the mechanical department of the Ford company beginning March 1st.

Mr. Hickenbottom has worked with Claud Ruse in the Ford company since 1928, coming with him to Plattsmouth four years ago as manager of the Sinclair station. The family has made many friends both in business and in social life here.

They are driving through to their new home. Thomas Grosshans will fill the vacancy left by Mr. Hickenbottom in the Sinclair station.

AIDS GOOD CAUSE

The employees of the Norfolk Packing Co., were sponsors of a dance for the relief of the flood sufferers at the Eagles hall Saturday. All of the receipts aside from expenses netted \$28.15, and which will be turned over to the Red Cross fund. There was \$45 taken in and the expenses were \$16.95, which included the orchestra, tickets and telephone calls. The Freddie Schutz orchestra of Papillion furnished the music.

CARD OF THANKS

We wish to thank everyone who contributed to the flood relief dance. Also Eagles lodge for the use of the hall.—Employees of Norfolk Packing Co.

Cemetery Board to Contact All Lot Owners

Proposes to Test Responses as to Matter of Perpetual Care of Lots in Cemeteries.

From Wednesday's Daily—

The cemetery board at their meeting last evening decided to take up with the lot owners in the city cemetery, the matter of perpetual care for the lots in each of the different additions to the cemetery.

The board is to endeavor to contact the lot owners and see how many of them would be willing to pay the sum of \$3 per year to provide for the care of their lots and keep the cemetery in a manner that it should be at all seasons.

This sum was decided upon as one that would not be excessive and it is hoped will provide sufficient funds that the lots can be kept mowed and in the best of condition.

The result of the first year will determine whether this amount can be reduced or not and if sufficient revenue is derived it may be possible to make the next year assessment less.

This is the first definite step that the board has made towards a perpetual care of the lots and which they hope will permit them this year to thoroughly organize their plans for the care of the various additions of the cemetery.

There are 1,265 lot owners and all of these that it is possible to contact will be reached. The funds it is hoped will be sufficient that one person can be permanently engaged every day in working on the care of the cemetery.

The lot owners as well as those whose loved ones rest in Oak Hill will be reached in the campaign of the board.

This perpetual care was one of the main features urged by those who advocated the change of the cemetery management to the board instead of the city council and in their endeavor to carry out the wishes of the public they should be given a hearty support by those who wish to see Oak Hill cemetery made one of the best kept in the state. This will require funds and the small amount asked will go a long way towards making the realization of the cherished goal.

The funds raised will be paid direct to the board and placed in the hands of the city treasury and from which the board alone may draw them as needed.

WITH THE INJURED

Everett Pickens, who was severely injured in an auto accident near Fayetteville, Arkansas, Thursday night, is still at the hospital at that place and where he will have to remain for some time. Mr. Pickens has suffered a back injury and several cuts and bruises as well as an injured leg and which will make it necessary for him to remain at the hospital.

Ralph Buchanan, who was a member of the party, escaped with a bruise on one knee, altho he was tossed over the front seat of the car as it turned over five times.

John Stap, who suffered a bad scalp wound and bruises, was able to leave the hospital Sunday and sent by train to his home at Platte City, Missouri, to recuperate.

The occupants of the car that collided with that of Mr. Pickens, were also injured, one young man suffering a broken jaw and injured nose.

The Pickens car was badly damaged, the frame being folded up as the result of the car turning over a number of times.

MARRIED AT GLENWOOD

The marriage of Margaret A. Kilder and J. Joseph L. Eley, of this city, took place the past week at Glenwood.

They have departed for California where they will reside at Sacramento, where for several months past Mr. Eley has been engaged in river work and in charge of a large section of the river project.

The many friends will extend best wishes for their future happiness and success in the west.