

THE PLATTSMOUTH WEEKLY JOURNAL.

"BE JUST AND FEAR NOT."

VOL. 14, NO. 12.

PLATTSMOUTH, NEBRASKA, THURSDAY, MARCH 14, 1895.

\$1.00 PER YEAR, IF PAID IN ADVANCE.

FOUND HIM GUILTY.

A Verdict of Manslaughter Accorded Pupilist Jas. Lindsay.

WILL MOVE FOR A NEW TRIAL.

Prisoner's Attorneys Give Notice That They Want Another Chance—Verdict Gives General Satisfaction—Jottings.

The jury in the Lindsay trial came into court Thursday night with a verdict of guilty of manslaughter with a recommendation to the clemency of the court.

The arguments in the case were completed at 5:30 o'clock Thursday evening. Mr. Polk, the county attorney, was followed by Mr. Gurley, who talked ably and eloquently for an hour, closing with a beautiful peroration urging the jury for the love of justice to render a just verdict—and acquit his client. Mr. Beeson followed, making an argument which placed the blame for the affair on the community at large, and if there was any blame the whole town and county was at fault for it. Mr. Wooley made the closing speech, reviewing the case and summing up. His argument was clear and convincing rather than elegant or finished. At its close the jury retired in charge of the sheriff, the large audience, composed in part of ladies, rapidly melting away.

Court adjourned at 6 o'clock. At about 8:30 the jury signified the fact that they had agreed to a verdict, and soon after the court, the prisoner, the attorneys and quite a body of citizens gathered in the court room; the jury filed in and through their form delivered the verdict to Deputy Clerk Butler, who, at the court's suggestion, broke the seal and read it. In words it was to the effect that "we, the jury find James S. Lindsay guilty of manslaughter, and recommend him to the clemency of the court." At the request of Mr. Root, the prisoner's counsel, the jury was polled and as each name was called the jurors answered that that was his verdict. Notice was given of a motion for a new trial. The prisoner was then delivered to the custody of the officers, the special venire jurors were discharged and the scene was ended.

The best Iowa sorghum at 50 cents a gallon at McCourt's.

A Man of Nerve.

Tuesday's World-Herald says: On passenger train No. 8, Union Pacific, yesterday morning, was the king of the men of gall. In the train was a carload of horses enroute east. The train was running fast, and when a few miles west of Valley the bell cord was pulled and the engineer shut off steam and brought the train to a stop. Conductor Tom Cahill and brakeman Joe Williams rushed for the platforms to see what was the matter, and all they saw was a man running back for his hat that had blown off. He picked it up and placing it on his head walked leisurely to the car containing the horses, and the conductor motioned for the engineer to go ahead. Then, with Williams close at his heels, he went forward to kill the man who had stopped a passenger train to get his hat. When Cahill and Williams reached the car they found the man sitting on the steps whistling "Buffalo Girls, Are You Coming Out Tonight?"

"Why don't you get in where the horses are?" demanded Cahill, after he had exhausted himself.

"I don't belong there," said the fellow. "I am traveling as a tourist."

It required several minutes for Cahill and Williams to realize that it was a bum stealing a ride who had stopped the train for his hat, and then—reports from Valley are to the effect that the bum came down twenty minutes after he left the train and that he will probably live.

Shocking Accident at Holdrege.

The yards of the B. & M. railway in Holdrege was the scene of a shocking accident Tuesday afternoon in which a son of H. L. Miller of Holdrege was instantly killed. The boy was about fourteen years old and was picking coal on the track. In doing so he climbed under some cars. The train started up and he was caught, the top of his head being cut off and the brains coming out on the track. A coroner's jury found that the blame was entirely that of the victim.

Syrup of Tar and Wild Cherry will cure that cough or cold. Sold only by Gering & Co.

JOURNAL OFFICE REMOVED.

THE JOURNAL office has been removed from the Fitzgerald block to No. 308 Main street, commonly known as the Drew building, where it will have more commodious and roomy quarters, and to which place it cordially invited all its patrons. Come and see us, and don't forget the place—308 Main street—Drew building.

Is Aply Said.

With the wedding of Anna Gould to the French Count, Castellane, for a theme, Col. Bixby of the Lincoln Journal perpetrates the following:

Count Castellane is on the sea

With Anna and the boodlee;
He has no further use, you see,
For land of Yankee Doodle.

He did not come here for his health,
Nor yet for fleeting pleasure;
He set his net to capture wealth,
He fished for sordid treasure.

He sought the hand of Anna Gould
With promises a tankful,
And she, poor girl, was sadly fooled
And he is rich and thankful.

When he has squandered all the wealth
She lavished for his pleadings,
He'll send her back here for her health
And try divorce proceedings.

Although he has a large amount,
This titled snob she trusted,
Will break her heart and bank account
And send her homeward busted.

O, wealthy maids, a warning take
From her prospective sorrow,
And let these titled paupers make
The cash they need or borrow.

America can scarce afford
(The very thought brings loathing)
To keep the foreign duke and lord
And count in food and clothing.

A law should pass without delay—
For making matters level—
To keep these scheming dukes away
Or fine them like the devil.

A Woman Succeeds.

A dispatch from Elmwood in Friday morning's papers tells of an awful tragedy which occurred Thursday morning near the town of Alvo, this county:

"Mrs. Margaret Quillhorst, wife of John Quillhorst, living one and one-fourth miles south of Alvo, was found dead in the smoke house yesterday morning with the top of her head blown off. She got up Thursday morning feeling as well as usual and got breakfast. When the breakfast was prepared she told the family she wished to step out a minute. They waited for her return, but as she did not come, her husband went out look for her, and found her lying in the smoke house with the top of her head blown off and a double-barreled shot gun lying by her side. Coroner Clements of Elmwood was sent for and held an inquest. The verdict of the jury was that she came to her death by shooting herself while laboring under a fit of temporary insanity. She was about thirty-five years of age."

Ex-Marshals Slaughter Is Sued.

Brad Slaughter, ex-United States marshal, and his bondsmen have been sued in the federal court at Omaha, under direction of authorities at Washington, to recover between \$4,000 and \$5,000 of fees claimed to be due the government. When Mr. Slaughter went out of office to make way for Frank White of this city, he had an account with Uncle Sam which still remains unsettled. It is the understanding at federal offices that he has been hoping for a suit or some kind of a proceeding that would force a settlement. He claims as due him about \$9,000 and the controversy arises out of changes and modifications of changes in rules for the conduct of the business. The questions growing out of these have been as to what fees and mileage he was entitled to draw under the three rules in force covering the same duties while he was in office. There is also an unsettled claim for hanging the soldier Dixon at Omaha. Mr. Slaughter retained moneys coming into his hands to cover part of his claims and the suit is evidently for these.

New Poultry Firm.

Mears, McCourt & Black have begun the business of buying poultry for the city markets. They will pay the best prices in cash. See F. McCourt or E. W. Black for prices.

Money to loan by the Livingston Loan and Building association. Apply to H. R. Gering, secretary.

ONE THING AND ANOTHER.

Grandfather Brantner, who was very low with pneumonia yesterday, showed some improvement today, and the relatives and friends at his bedside now have a hope for his recovery.

The message of ex-Governor Crounse and Governor Holcomb to the state legislature were ordered printed to the number of several thousand in three or four languages, and the Lincoln Journal mentions the Bohemian production as follows: "The Dvoletta sparva Gov. Lorenzo Crounse has just been distributed among the members of the legislature. If the statement on the cover can be relied on the Dvoletta sparva is accompanied by a nastupni rec Gov. Silas A. Holcomb. This statement, which taken alone might not seem entirely clear, is made lucid by the explanation that ku dvacetmuctvrtemuzasadanizakonodorny statu Nebraska."

Col. Polk's News compliments Mayor Newell's veto message of the police judge fee ordinance as "an able logical" effort, and in the next breath states that the city attorney's opinion in the premises, on which the mayor's message was based, is not good law and "won't hold water." We will agree with the News as to the latter, but just how "an able logical" veto message could be based on a poor legal opinion is really past our comprehension. The truth of the matter is that the city attorney did not give the matter as full a research as the situation deserved, for the law is as plain as day and cannot possibly admit of the conclusion arrived at by the mayor and attorney. Col. Polk would have been much wiser in saying nothing, instead of fawning over the mayor in a manner which is absolutely disgusting to all conversant with the situation. The newspaper which fawns over office-holders invariably makes its readers sick.

The time is near at hand when tree planting will be in order. THE JOURNAL would be delighted to see more of it done this spring in Cass county than ever before. The planting and caring of an orchard is not so mysterious an affair that any one cannot learn to do the work reasonably well, so as to warrant success in the undertaking. The successful rearing of an orchard is an achievement that is well worth the ambition of any farmer, because it will not only pay him in a moneyed sense, but the example to others is a good one, care of an orchard is self-satisfying and is of an elevating character. Six years is enough to grow after planting, and from that time on for twenty years an orchard is a source of profit. Small fruit, too, may be grown on the same ground for many years without injury to the fruit trees. The fact has been demonstrated that in no part of the country can fruit—especially apples and small fruits—be grown to better advantage or better results than in Cass county. If half the county were covered with orchards today it would make this the market center for fruit for the whole country, and our orchardists could dictate the price at which fruit should be sold—as the orange planters of California largely do for their fruit now.

There was quite a crowd of Junctionites who went over to Plattsmouth last Friday in hopes of witnessing the execution of murderer Harry Hill, or the excitement incident thereto, but as the lawns arrived just in time to be too late, their names are omitted for specious reasons. But a quartette of railroaders—Walter Dykes, Geo. Beckwith, John Jungquist and R. E. McDonald nearly got left also upon their return trip, and it was only by the exhibition of extraordinary sprinting abilities and the explosion of a vocal skyrocket that No. 92 was caught. The genial quartette had been partaking of an excellent dinner at the hospitable home of Mr. Joe Klein, the well-known clothing merchant, and the delightful feeling of perfect satisfaction which prevailed their beings, give Time an opportunity to slip by unobserved. Their flight along Main street nearly precipitated a riot, for with praiseworthy motives, but under a mistaken idea, every dog, officer and unoccupied citizen in the town gave chase. The time made was the best on record, and if any one wants the distance, Walter Dykes can tell them the starting point.—Junction Recorder.

Money to Loan

On farming lands. Low rates, long times. No delay in securing loans. Inquire at First National bank.

TATE CALLED DOWN.

Grand Master Must Answer For His Misdeeds In The Courts.

IS OUT ON HIS ANNUAL TOUR.

President Perkins of the Burlington Visits Plattsmouth While on His Regular Trip Over the Road—Various Other Jottings.

Trouble In A. O. U. W. Ranks.

The unfavorable sentiment which has long existed among the several hundred members of the A. O. U. W. in Plattsmouth against the methods of Grand Master Tate and other officials in handling the business of the order, has spread to that extent which now takes in almost every lodge in eastern Nebraska. The grand lodge officials have their office in Lincoln and the revolt against Grand Tate among the Lincoln members has assumed formidable proportions, as the following from today's Lincoln Journal will testify:

"William Gray, C. F. Barras and H. M. Casebeer filed a petition in the district court asking for a peremptory mandamus compelling Master Workman J. G. Tate, or Acting Master Workman R. W. Ladin to issue instructions to all Ancient Order of the United Workmen lodges to nominate representatives to the grand lodge, which shall meet in Kearney in May, 1895.

"In the course of their petition, which contains copies of the constitution and by-laws governing the order, they detail the methods of the order. They set up that a meeting of the grand lodge was held in Lincoln in May, 1893, and that J. G. Tate was elected master workman, R. W. Ladin grand foreman, and L. A. Paine grand receiver. It was learned afterwards that Paine was short, as supposed at the time, something like \$400. Master Workman Tate and one or two other officers borrowed enough money from a bank to make up the deficiency. When an examination was made, it was learned that Mr. Paine was in reality short \$892.88. Mr. Tate proposed that the amount be paid out of the funds of the order, and it was done. Then the petition claims that after a statement of the funds of the grand lodge had been made, Mr. Tate sent out instructions to the subordinate lodges that they need not elect representatives to the grand lodge in Kearney, as none would be held, owing to the lack of funds. The plaintiffs set up that this is not true, as the published statement attached will show.

"The plaintiffs assert further that Mr. Tate has the bond of Mr. Paine in his possession and that he has declined to bring suit against him to compel his bondsmen to make good the funds abstracted from the exchequer of the grand lodge to pay his private debts or those of Mr. Tate's friends. They say that it is necessary to hold a meeting of the grand lodge in order that necessary steps may be taken to compel a settlement.

"They further say that the A. O. U. W. has out more than \$36,000.00 worth of insurance policies in this state which it is highly important should be kept in force. In order that there may be no flaw in the title to these policies it is necessary that the order shall comply with its constitution and hold a grand lodge for the adjudication of any claims that may be made.

"They also claim that Mr. Tate has been asked to instruct all the subordinate lodges to elect delegates to the grand lodge and that he has refused to do so. They claim that he is now out of the state and that R. W. Ladin, as grand foreman, is acting master workman. He too has refused to send out instructions to subordinate lodges calling for the election of delegates. They ask for a peremptory mandamus ordering him to call for a meeting of the grand lodge. The court will hear the case this afternoon."

Seed Potatoes.

The undersigned is enabled to furnish the trade with the following varieties of seed potatoes: Early Ohio, Early Rose and Burbanks. These potatoes are warranted to be first-class for planting and those buying can rest assured of receiving good quality.

d&w2wks A. H. WECKBACH.
German Vegetable liver pills are without a rival. Sold only by Gering & Co.

AROUND THE COURT ROOMS.

DISTRICT COURT.

In the trial of Mrs. G. W. Mayfield vs. Henry Bohn, on trial Monday and Tuesday in district court, the jury found for the defendant.

In the suit of Lon Marshall vs. C. M. Graves, Judge Chapman today entered judgment against W. T. Cole, surety on Marshall's appeal bond.

In the suit of Langhorst vs. Hoefer, on trial Tuesday in district court, the jury found for the plaintiff in the sum of \$362.60—the full amount sued for.

Judge Chapman heard the evidence today in the suit of Minnie Guthmann vs. Jacob Vallery, sr., administrator of the estate of Mary J. Guthmann, deceased.

The jury in the case of Mrs. Streigel vs. the U. O. T. B., tried Friday in district court, found for the plaintiff in short order. The defense has signified an intention of appealing.

For aiding and abetting the Lindsay-Robbins prize fight in this city last summer, Arthur Rothery and Fred O'Neill were fined \$40 and sentenced to one day's imprisonment in jail, sentence being administered by Judge Chapman today.

The motion for a new trial in the case of the Plattsmouth Street Railway vs. Dr. D. S. Mercer, of Omaha, which was recently decided adversely to the doctor, was argued before Judge Chapman in district court this morning and the court took the matter under advisement.

In the case of Metz vs. the Bank of Commerce of Louisville, on trial all day yesterday in district court, Judge Chapman instructed the jury to find for the defendant without leaving the box. The evidence was quite plain that Metz had been "skinned" in a trade, but the bank was not the guilty party.

The criminal docket was given a general cleaning-up in district court today and at the suggestion of County Attorney Polk a full dozen of the less important cases were dismissed, the costs in several cases, however, being taxed to the party who complained. The Griswold case and the motion for a new trial in the Lindsay matter are still pending.

Judge Chapman today granted plaintiff in the suit of Jacob Steiner vs. C. R. Tefft a judgment for \$532. This is the well-known pop corn suit which originated in the town of Greenwood. Tefft purchased a large consignment of pop corn from Steiner and stored some in a damp cellar. The corn subsequently lost its popping qualities and Tefft refused payment.

COURT ROOM NOTES.

The commissioners have applied the knife to Sheriff Eikenbary's claim for \$500 for conducting Harry Hill's execution and allowed but \$100 for the same.

The county commissioners Friday considered the bill of ex-County Attorney Travis for clerk and stenographic hire, amounting to \$580, and disallowed it. A bill of \$30 paid out for assistant attorneys was allowed.

Deputy Sheriff Holloway and County Attorney Polk drove through Wednesday's storm to Wabash and vicinity to secure the affidavits of jurors on the Lindsay case for the purpose of counter-acting the showing which the pupilists' attorneys have made for a new trial. Bailiff James Newell journeyed to old Kenosha on the same mission.

County Superintendent Farley is devoting his entire time in making preparations for the annual institute for Cass county teachers which occurs at Weeping Water March 25-30. Bernard Bigsby of Detroit, Michigan, and Prof. J. R. Saylor of the Lincoln Normal college will be the principal instructors and everything points to one of the most successful institutes in the history of the county.

Refused to Step Down.

Tuesday evening's Lincoln News says:

Dr. Abbott of Fremont, the newly appointed superintendent of the Lincoln asylum, visited that institution this morning in company with Governor Holcomb, and demanded possession from Dr. Hay, the present incumbent. The latter refused to vacate, setting up the claim that he holds a six year commission, dated in 1890, and cannot be removed except for good cause shown a hearing of any charges against him. Dr. Abbott will immediately begin legal proceedings.

Headquarters for cheese at Weckbach's grocery.

A FIRST-CLASS FAKE.

Story of Hill Grave Robbery Not Founded on Facts.

GIVEN A SENTENCE IN JAIL.

John Shafer Gets Ninety Days In the Glenwood Jail For Violating the Iowa Liquor Law—Various Other Jottings.

The rumor that Harry Hill's grave in the Catholic cemetery had been robbed of its body and mentioned in Friday night's edition, bears every appearance of having been a first-class fake. Undertaker Unruh, who interred the executed man's remains last Saturday, relates that he has visited the cemetery every day this week and that he is positive that the earth about the grave has not been disturbed. He has paid close attention to every detail pertaining to the grave at the request of interested parties, and it is on the undertaker's assurance that the remains have not been disturbed that the cemetery trustees have decided to make no investigation. The tearing up of the wooden head board and the breaking of a flower pot placed on the grave, were doubtless the acts of some disreputable vandal, but the situation warrants no further surmise.

Given a Jail Sentence.

John Shafer, an erstwhile citizen of Plattsmouth, and who was recently indicted by the Mills county, Iowa, grand jury for illegally selling liquor at Pacific Junction, appeared before Judge Green at Glenwood Thursday and upon pleading guilty was given a jail sentence of ninety days. John's experience as a saloon man has been short, but not very sweet.

Carleton's Race Is Run.

Carleton, the Dodge county murderer, has run the course of the courts and will be hanged April 26, at Fremont, unless Governor Holcomb consents to interfere. The supreme court Friday overruled a motion for a rehearing and the judgment of the lower court stands. Carleton murdered an old man named Gotham, whose young wife had left him and married Carleton without the formality of a divorce. Sheriff Milliken, whose duty it will be to conduct the hanging, was a witness of the Hill execution in this city last week.

President Perkins Was Here.

C. E. Perkins, president of the Burlington railway system, was a Plattsmouth visitor over night. He arrived yesterday evening at 5:45 o'clock on his special train from the east, and was accompanied by three other Burlington officials and two young ladies, one of whom was his daughter. General Manager Holdrege of the B. & M. came down from Omaha yesterday on No. 2 in his private coach, and at 8:15 o'clock this morning the two cars were pulled out of town as a special train. Mr. Perkins is taking his annual tour of inspection of the entire system. From here the train will go to Deadwood and then to Billings, Mont. It is Mr. Perkins' first trip over the new line into Montana since its completion and he is extremely desirous of getting a look at the country which the Burlington has just opened to the commerce of the east and south.

A Fatal Hunt.

Tuesday afternoon while out hunting geese with other boys on the Republican river near McCook, Bert, the sixteen year-old son of John S. Williams of Perry precinct, Red Willow county, accidentally shot himself in the right eye with a twenty-two-calibre revolver, producing a wound from which he died at 6 o'clock yesterday morning.

FARM LOANS.

Last fall we were told that we could not borrow money or renew loans if Holcomb was elected governor. Nevertheless, I now have money to loan on good farm security, at a less rate than ever before. Write or call and see me if you desire a loan. J. M. LEVDA, 12-3m Plattsmouth, Neb.

Fred Ebenger was prancing about as frisky as a colt today, and he wasn't a bit backward in stating to his acquaintances that a new daughter had put in an appearance at his home on North Seventh street this morning. Both mother and babe are doing nicely.

Hot weiner-wurst, free lunch and Anheuser-Busch beer at the Casino.