

# THE PLATTSMOUTH WEEKLY JOURNAL.

"BE JUST AND FEAR NOT."

VOL. 14, NO. 50.

PLATTSMOUTH, NEBRASKA, THURSDAY, DECEMBER 5, 1895.

\$1.00 PER YEAR, IF PAID IN ADVANCE.

## GRISWOLD FREED.

Cannot Be Guilty of Accessory to Manslaughter.

### ATTORNEY WOOLEY EXCLUDED

Also Ordered By Judge Chapman to Show Cause Why he should Not be Disbarred—Mr. Wooley Makes Sensational Charges.

Fifty-one electors of the county were carefully and fully examined by E. H. Wooley in behalf of the state, and E. W. Simeral and Matthew Gering, in behalf of the defense, before a jury was finally secured to try the case of the state of Nebraska against S. V. G. Griswold, who is charged with being accessory to the murder of Fletcher Robbins. Of these, twenty-three were excused for cause. Geo. Farley was, at his own request, excused, on the ground that he was a county official. Joe Fetzer was challenged for cause by the state, but the challenge was resisted by the defense, the latter being sustained by the court.

The defense was entitled to sixteen peremptory challenges, seven of which it waived, while the state was allowed six, waiving two of them.

The jury, as finally sworn, is an unusually intelligent looking body of men, and is as follows:

H. E. Calkins, Center precinct, M. W. Moore, Elmwood precinct; C. J. Hammer, Weeping Water; I. W. Toland, Greenwood precinct; W. R. Young, Tipton precinct; Chas. Warner, Plattsmouth precinct; M. Holden, Center precinct; C. L. Marshall, Stanley Montana, Fred Burke, Jos. Fetzer, Plattsmouth; and J. H. Wallinger, Eight Mile Grove.

Mr. Montana was the only juror called who had never heard or read of the case.

Before beginning the trial proper, the matter of allowing Mr. Wooley to remain on the case was brought up, and Judge Chapman decided to postpone the hearing of it until the noon recess, at which time it was taken up in chambers by the court.

The affidavits of Griswold and Simeral, which have been previously mentioned in THE JOURNAL, were offered as reasons why Mr. Wooley should be debarred from taking part in the case, and the latter produced counter affidavits signed by himself and C. S. Polk.

In Mr. Wooley's affidavit it is also charged that the action to disbar him was brought at the instigation of Judge Chapman; furthermore that S. V. Y. Griswold had sent a case of two dozen bottles of whisky down here during the recent campaign to be used in the interest of Judge Chapman's election. Affiant says he will bring competent witnesses into court to testify to the correctness of the charges, if the court so orders.

At the conclusion of the hearing the court declined to allow the Lincoln attorney to participate further in the trial and ordered him to show cause why he should not be debarred.

Four ladies were in the audience when court convened at two o'clock this afternoon, including Mrs. Robbins, the mother of Fletcher Robbins, whose murder the defendant is charged with being accessory to.

The place of E. H. Wooley as assistant prosecutor was filled by the county attorney's brother, O. B. Polk, a Lincoln practitioner. Byron Clark is also said to have been retained by the state.

County Attorney Polk opened for the state by reading the information, which recites the history of the memorable fight which took place in this city August 9th, 1894. It attributes Robbins' death to wounds and bruises received in said fight which injuries were maliciously given by Jas. Lindsay, aided and abetted by Griswold. He claimed that the fact of Lindsay's conviction was prima facie evidence that Robbins was killed, and if it was proven that Griswold was there aiding and abetting him the burden of proof was upon him to show that he was not guilty.

The plea of defense, as outlined by Mr. Gering, is that there is no evidence of collusion between Lindsay and Griswold; that no crime is committed without a motive and that the defendant had no motive to do wrong.

W. H. Dearing was the first witness for the state. He identified the original information against Lindsay which was offered in evidence. The verdict in the above case was also

identified and offered in evidence, as well as the judgment of the court in said verdict.

John Robbins, a brother of Fletcher, was then called. After giving his name and place of residence, he was asked if he was at the prize fight where the crime with which Griswold is charged is alleged to have been committed. Answering that he was, he was interrogated as to who were the principals in said fight. This was objected to by the defense, who took this early occasion to raise the question as to whether or not one could be an "accessory before the fact" to the crime of manslaughter of which Lindsay was convicted. This proposition was being argued by Mr. Simeral as THE JOURNAL went to press.

LATER—The question as to whether or not one can be an accessory to manslaughter was argued very thoroughly by Mr. Simeral and Mr. Polk. After this the court took the matter under advisement, and at half-past four rendered a decision to the effect that such a state of affairs could not exist. This decides the case in favor of the defendant, as the judge immediately made out a verdict of "not guilty," which was signed by the jury under his instructions.

#### Linton-Tighe.

On Monday, Nov. 25, at ten o'clock a. m., at the College hill Catholic church, Miss Nellie eldest daughter of Edward Tighe, the well known farmer of Center precinct, was united in marriage to Harvey D. Linton of Kansas, Father Lawless officiating. Miss Agnes Murphy of Falls City and Miss Lillie Tighe of Plattsmouth, cousins of the bride, acted as bridesmaids, and Mr. Charles Tighe and Mr. Dan Bourke as groomsmen.

A reception was given in the evening at the home of the bride's parents, where more than one hundred and twenty-five guests assembled. A sumptuous supper was spread, and music and merry making indulged in until a late hour, when all departed, after having spent a most enjoyable time. The happy couple were the recipients of many handsome and valuable presents. Mr. and Mrs. Linton will visit friends and relatives in the county until the new year, when they will start for their future home in Kansas, followed by the best wishes of their friends for future joy and happiness.

#### Accidentally Shot.

"Wine" Graves was the victim of a very painful accident last evening, and may consider himself quite fortunate that his obituary notice is not published today. He had been having a "good time" and was a little under the influence of liquor. He said that he had heard of a dance being in progress out at Jack Rakes' place, south of town, and started out there, but for some reason he did not get that far. He had a thirty-eight calibre, double-action revolver in his pocket, and as he was feeling pretty "gamey" he thought he would like to "hear 'er roar." Taking the gun out of his pocket he held it in his left hand, with the barrel against the palm, and, while attempting to cock the hammer it went off, the bullet crashing through his hand and breaking several small bones. The wound was very painful, and "Wine" hurried into town and aroused a physician, who dressed his hand. Some of the broken bones may yet have to be taken out, and in that event the wound will be quite serious.

A report was in circulation today to the effect that there was a certain woman mixed up in the "accident" and that she did the shooting, but the rumor cannot be verified.

#### Burlington Earnings.

The gross earnings of the Chicago, Burlington & Quincy for October were \$3,423,792; for the same month in 1894, \$3,084,199; increase, \$339,593; net earnings for last month, \$768,893; for October, 1894, \$767,241; increase, \$1,651; net earnings from January 1 to October 31 show a decrease of \$742,029 as compared with the same period of 1894.

#### Lamps! Lamps!

Bennett & Tutt have just received a new supply of banquet, stand and hanging lamps of the very latest patterns and designs. They are beautiful. Call and look at them.

They have also been adding to their already large stock of china and queensware many new patterns.

Look at the magnificent offer to delinquent subscribers, made in another column today. This offer holds good up to Jan. 1st, 1896.

## HANGED HIMSELF.

Startling Report From Louisville Saturday Afternoon.

### THE WOMAN'S CLUB MUSICAL.

The Ladies Delight Another Large Audience By Rendering an Excellent Program at the Residence of Mrs. Perry Walker.

#### The Suicide of Peter Stander.

Monday morning's State Journal had the following dispatch in regard to the suicide of Peter Stander near Louisville Saturday, brief mention of which was made in Saturday evening's JOURNAL:

"LOUISVILLE, Neb., Nov. 30.—Peter Stander, a wealthy German farmer, living five miles southwest of this place, committed suicide by hanging himself to a rafter in his barn this afternoon at a little after twelve o'clock. He had been ailing for some time, and this, together with financial trouble, is supposed to have been the cause of his rash act. His daughter-in-law, Mrs. Gust Stander, with whom he was living, missed him from the house and went out to search for him and found him as above stated. He had arranged a ladder and tied a rope to a rafter in the barn, the other end of which he tied to his neck, and swung off.

"When found, life was not extinct, and the frightened woman lifted him up and held him until her strength gave way and she was obliged to let him fall again and slowly strangle to death, as there was no one else on the place. Mr. Stander was sixty-seven years of age and came to Nebraska thirty-eight years ago. His estate is estimated as being worth \$60,000. He leaves four sons. Coroner Clements has been notified and will hold an inquest."

#### The Woman's Club Musical.

From our correspondent.

The doors of Mrs. Perry Walker's pleasant home were thrown open Friday evening to the Woman's club and their friends. The program was well selected and reflects credit on the leader, Mrs. Atwood. The first number was a ladies' quartette, "The Gipsy Girls" by Misses Leist and Kerney and Mesdames Sherman and Johnson, who looked not at all like Gipsies, but if Gipsies sing like that, who would not be a Gipsy? Miss Kauble then favored the company with a violin solo which was well received, and followed by a vocal duet "When Life is Brightest" by Mesdames Noble and Johnson, which was heartily applauded. Mrs. Noble then sang "Protestations" and responded to an encore with "When the Swallows Home-went Fly," bringing out the full sweetness of that old song. The violin obligate added much to both numbers. In Miss Kauble's sympathetic hand the violin can either sing or weep with you. Mr. N. K. Griggs then gave a recitation, "The Cowboy Preacher" which, with its mingling of the pathetic and humorous, was well received. Next came a duet by Mesdames Noble and Sherman, whose sweet voices have been sadly missed. "I Live and Love Thee" was, of course, heartily applauded, and the ladies responded with "The Waterfall." Mr. Griggs then sang with feeling "Oh Soul, Be Strong," which showed the power and depth of the singer's voice. Upon being recalled he favored the guests with the "Cowboy Reverie," with which they were much pleased. Miss Cummins in her piano solo exhibited a sympathy and feeling so often lacking in pianists. After this came a solo "To Spring" by Mrs. Noble. An original recitation by Mr. Griggs, "The Prairie Dog," afforded much amusement and was followed by a solo, "Bob White." Mrs. Stoutenborough then requested the guests to remain a short time and see if the members of the Woman's club were as good cooks as other women. Coffee and cake were served and the guests went home with a parting request that they might soon again be invited to the club.

#### October Mortgage Record.

The following is the Cass county mortgage record for the month of October as filed in the office of the register of deeds: Farm property—filed, \$35,100.28; released, \$23,010.00. Town property—filed, \$13,295.00; released, \$2,750.00.

For farm loans, see J. M. Leyda. Reliable abstracts also furnished.

#### A Lively Scrimmage For Trade.

The village of Murray and the farmers thereabouts are enjoying the luxury of a lively competition among the buyers of grain this fall. Messrs. Walker & Pittman and Mont Robb are the regular buyers and are each possessed of an elevator, with track privileges, cribs and pair of scales, and have heretofore had the business in their own hands, being apparently satisfied to take whatever trade came to them. The two firms were in the habit of paying for their grain checks drawn the local bank, which is managed by a gentleman named Good. It seems that some months ago some trouble occurred between the elevator men and the bank—the latter refusing them accommodations. This brought matters to a focus, the upshot being that the grain men, after settling with the bank began doing business elsewhere, and paying for grain in cash. Soon after this occurred it was discovered by somebody that there was a margin in profit in the handling of grain, and when grain began to come in, Silas Crabtree began buying grain on track, and has since been doing his business through the bank at Murray.

The result is a lively scramble for corn, and a cutting of margins to a very close figure.

#### Lost All they Had.

A dispatch from Elmwood to the Lincoln Journal says: "Yesterday was a sad Thanksgiving for Will Sargent, a young man living six miles southwest of here. His house took fire and was entirely destroyed about noon, including all of its contents except four chairs and a commode. The origin of the fire is unknown. His wife had gone to a near neighbor's for a few minutes and Mr. Sargent built a fire in the kitchen stove and then went out to do the noon chores. When he returned in a little while to put in some more fuel and opened the kitchen door the room burst into a mass of flames, and in a few minutes the house was nothing but a mass of smouldering ruins.

The house was almost new and had been erected at a cost of from \$1,000 to \$1,200. It was insured for \$600 and the furniture for \$100. It is a terrible loss to them, as they were but recently married, and they have the entire sympathy of all in their misfortune."

#### Got His Pocket Book.

Some days ago THE JOURNAL noted the loss by E. Messier of this city of his pocket book at Omaha, containing some \$446 in money, drafts and checks. Last evening the pocket book was returned to him by Mr. Fred Latham, assistant agent of the B. & M. railway in this city.

The story comes that the purse was found on the lunch counter at the Omaha depot by a waiting girl soon after Mr. Messier had gone out of the place. The girl turned it over to the ticket agent, who kept it until he ascertained to whom it belonged, and then sent it down to its owner, who received it without the loss of a penny. The finder of the pocket book will be rewarded.

#### Nipped His Roll.

Andrew Saline a young Swede employed at the B. & M. shops, is not feeling very happy over his Thanksgiving experience. Last Thursday afternoon he was standing in a saloon conversing with several friends, when some light-fingered individual relieved him of his roll, amounting to \$39.90. The matter was reported to the police, but as the saloon was crowded at the time, the thief made an easy escape. Andrew has been "touched up" several times, but still persists in carrying his money around and carelessly exposing it in a crowd.

#### Tribune Material Replevined.

On Tuesday E. L. Greenfield, the owner of most of the type and materials with which the Daily Tribune has been published, demanded his property from Col. Burton, and, upon the latter's refusal to turn it over to him at once, proceedings in replevin were begun to recover the same, when the haughty colonel came down off his perch and agreed to let go. Mr. Greenfield will take the office to Union and add it to the Ledger plant, which he has leased from Editor Graves for a period of one year, dating from Dec. 17th, when he takes possession.

#### For Whom It May Concern.

I will be found at my old stand until January 1, 1896. All persons indebted to me are requested to call and settle on or before that date, as all unsettled accounts will be placed in a collector's hands after that date.

A. H. WICKBACH.

## THEY GOT HIS ROLL.

He Drank Out of Their Bottle and Was Gone.

### THE ROYAL ARCANUM OFFICERS

That Thrifty Organization Elects Officers For the Ensuing Year at Their Hall On Tuesday Evening—Other Items of Interest.

#### Touched for His Roll.

A lad nineteen years of age was picked up by the police Saturday night, apparently in possession of a jag of gigantic proportions. He was placed in jail to sober up and this morning was up before Judge Archer, who taxed him \$1 and costs. The story the boy tells would indicate that while he had been drinking, he was not drunk when arrested, but had been "doped" and robbed. He said that he had \$19 when he arrived in town. He visited four saloons, taking a drink at each, and left the last one with some acquaintances he had picked up. They offered him a drink out of a bottle which he took, and remembered nothing more till he woke up in jail with his head swelled to alarming proportions and with no money.

The Royal Arcanum Elects Officers. What is the Royal Arcanum? It is one of the very best of fraternal insurance orders, and was organized at Boston, Mass., in 1877 with nine members and now has over 162,000.

Fraternal orders are a national blessing. They promote thrift, economy, sobriety, without freezing the soul in selfishness, as is apt to be the case in the usual struggle for wealth or high social position. They bring men into closer social relations and cherish those feelings that thrive and put forth blossoms in each other's welfare. They make men thoughtful and helpful, expanding the sentiments of virtue, mercy and charity. It is upon this foundation that the Royal Arcanum has been so prosperous.

At their meeting last Tuesday the following officers were elected for the ensuing year:

Deputy sup. regent—Henry Herold. Past regent—J. C. Peterson. Regent—Joe Fetzer. Vice regent—Thom. Walling. Orator—L. B. Egenberger. Secretary—Henry R. Gering. Collector—William Holly. Treasurer—Fred Etinger. Chaplain—W. K. Fox. Guide—Claus Brekenfeld. Warden—Anton Toman. Sentry—C. A. Rawls. Trustees—B. S. Ramsey, L. B. Egenberger and Joe Fetzer. After the election an oyster supper was served and a most enjoyable time was had by all present.

Notice to Delinquents. All persons indebted to the undersigned are requested to call on him at Murray and settle, on or before Dec. 20, or they will hear from him.

MONT. ROBB.

#### Was She Deserted?

Tuesday noon a man and woman arrived on B. & M. train No. 92, and registered at the Perkins house as "C. W. Hill and wife, Lincoln." The couple ate dinner at the hotel, but the man suddenly disappeared during the afternoon without paying for the meals, and has not been heard of since. The woman, who was apparently about twenty years of age, and well dressed, relates several different stories about the matter. She first claimed that the man was her husband, and that he had deserted her. Another story was to the effect that Hill represented himself to be a theatrical manager, and she had left her home in Lincoln Tuesday morning to join his troupe. She had no money, but left a ring with Mr. Guthman, the hotel proprietor, to pay for her accommodations. She started for Lincoln in the afternoon on No. 7, but as she did not have a ticket or any money to pay carfare, it is problematic whether or not she will reach her destination, unless the passengers make up a purse and pay her fare.

A JOURNAL reporter called at the Perkins house this afternoon to obtain some facts from the proprietor, but that gentleman declined to be interviewed, stating that the woman had requested him to keep the matter quiet.

#### Made a Record.

The Omaha Bee of Sunday, in speaking of the recent foot ball game at Denver between the club of that city and the Omaha University club, has the following to say regarding John Robbins, the Plattsmouth boy who played with the latter: "Robbins, left tackle, never played a game on a heavy team before, but found himself to be a star ground gainer and was honored by the longest run made during the entire game, and which was accomplished by a feint punt, he taking the ball from their three-yard line, plunged through the right end and covered forty-five yards, where he was tackled."

#### In the Courts.

From Wednesday's Daily. Court has been grinding away today with the case of the Connecticut River savings bank vs. C. P. Gilbert, a suit on a promissory note for \$1,651, with interest from April, 1892.

The jury in the case of Wm. Jamison vs. Edward Sackett, arrived at a verdict at one o'clock this morning, finding for the defendant. The verdict was read at the convening of court this morning.

Mrs. Sallie Dickinson, as administratrix of the estate of the late Judd Vance today filed a suit in county court against the Burlington Voluntary Relief department for a death benefit of \$250 and also for \$150 for medical services. The case will come up for trial next month.

D. J. Pittman, the Murray grain dealer, was in town Friday and reports that some grain is moving even at the present low prices. They are offering 18¢ for corn and 40¢ to 45¢ for wheat, with some deliveries at those figures.

**\$15,000! \$15,000! \$15,000!**  
 --- WORTH OF ---  
**CLOTHING,**  
 Manufactured for the Western Trade  
 and Bought for Spot Cash Prices by  
**ELSON, THE CASH CLOTHIER.**

Fail Overcoats, \$2.00.	Boys' Suits, \$2.50.	Business Suits \$5.00.
Children's Suits \$1.90.	MEN'S Worsted Pants, \$1.00.	MEN'S SHIRTS 50c.
Men's Gloves, 35c.	Men's Wool Hats 35c.	Men's Shoes, \$1.00.

Our stock is the largest and best selected stock ever brought to Cass county, AT BED-ROCK PRICES.  
**ELSON, Cash Clothier,**  
 Opposite Court House, Plattsmouth, Neb.