

LESSER SET FREE BY COURT

Judge Garland Takes Case from Jury and Dismisses the Charge.

ANOTHER SUMMERS INDICTMENT FALLS FLAT

Special Agent of Land Office, Accused of Falsifying Expense Accounts, is Liberated Because of Weakness of Indictment.

The case of W. R. Lesser of Tama, Ia., special agent of the United States land department, on trial before Judge Garland for the alleged falsification of his expense accounts came to an abrupt termination yesterday, Judge Garland directing the jury to find a verdict of not guilty.

At the close of the evidence for the government the attorney for the defendant moved that a verdict be directed for him. The court stated that the motion would be granted on the ground that the gist of the offense charged was the presenting of false claims to the government for approval and payment; that while the evidence showed that the claim was made out in Nebraska, there was no showing that any part of the presenting by mailing or otherwise took place in Nebraska.

Hence the jury was directed to find a verdict for the defendant and his discharge ordered. United States Attorney Baxter says that "under said ruling it would be practically impossible to secure a conviction in cases of this kind, for the act of presenting a false claim by mailing it or otherwise would be an individual act, known only to the individual."

Charges Against Lesser.

The indictment of Mr. Lesser grew out of investigations made by Mr. Lesser as a special agent of the land department in undertaking to ferret out illegal acts of fencing the public lands by the cattle barons during the regime of Special Agent Mosby some three or more years ago. Charges were brought against Lesser, it is alleged, at the instance of the cattlemen, who felt aggrieved at some of his work, and finally in November, 1928, Lesser was indicted by the federal grand jury for rendering false expense accounts. The case was tried in May, 1924, and owing to illness in the family of one of the jurors before whom the case was tried, the jury was discharged and a new trial was ordered. This is the trial that has just been finished, with a verdict for Lesser.

The case is one of the indictments brought about through the industry of former District Attorney Summers, and has met the fate of all that have been tried. There yet remains on the docket of this famous session of the federal grand jury the land-fencing cases, in which Bartlett Richards, Frank Currie and other extensive cattle owners stand indicted for the illegal fencing of public lands. These cases will be tried at the May term of the United States court for this district, as it will be impossible to reach them this term.

Honor to a Local Advertising Man.

Mr. William Kennedy, the advertising manager for the Bennett company, leaves this evening for New York on the invitation of the Sphinx club to attend its annual banquet in the Waldorf-Astoria Tuesday evening.

New Apartment House.

The Hamilton apartment house, at Twenty-fourth and Farnam streets, when completed, will be one of the most attractive apartment houses in the city. The design or more apartments are being finished as rapidly as possible, several of which are already occupied. The owners, R. P. and Ed O. Hamilton, expect to have the entire building completed by March 1. They have certainly succeeded in constructing a model house in every detail, combining both elegant and substantial finish and comfort for the occupants.

Card of Thanks.

To our many kind friends and to Covert Lodge No. 11, F. and A. M.; Foresters court, Omaha, No. 159; North Omaha Lodge No. 159, A. O. U. W., and to the fellow shipmen we wish to extend our heartfelt thanks for the love and sympathy shown us and for the many floral tributes sent during the sickness and death of our dear husband and father.

Monday Lodge No. 111, Fraternal Union of America, will give a Valentine social Monday evening, Feb. 12, at their hall, 17th and Douglas sts. The evening will be devoted to cards, refreshments and dancing. Members and their friends are invited. Admission, 15c.

A high five card party will be given by Garfield circle, Ladies of the Grand Army of the Republic, Friday evening, February 17, at Redmen's hall, Continental block. All are invited.

Auditorium—March 7—that's all.

Clothing on credit at Ridgley's, 1417 Doug.

Drexel Shoe Co., 1419 FARNAM STREET, Omaha's Up-to-Date Shoe House. Ask for our Free Shoe Catalogue.

BIG WEEK AT AUDITORIUM RINK

This Week Will Be a Busy and Interesting One at the Auditorium.

Monday night there will be skating until 9:45 and then a polo match between the Auditorium team and the champions of Iowa. Tuesday night will be given over to those who like to put in the time skating without interruption. Wednesday night there will be skating, with a special feature in the shape of a polo race. Thursday afternoon will be ladies' day as usual, but Manager Gillan has arranged to have the band furnish music for the large number of ladies who come to skate. Friday night there will be a race between Mrs. Cusaden of Omaha and Miss Dora Holman of Lincoln. These ladies have raced at Lincoln, where Mrs. Cusaden was shatered by a very small margin, but she is determined to win the race in Omaha and her friends will be glad to see her do it. Saturday afternoon and night will be given over to general skating.

The Auditorium rink is becoming more popular every week and the patrons seem to enjoy the exercise and entertainment more and more as they become more proficient on the rollers. The skating contest held last Thursday night proved to be very popular and Manager Gillan will put on two more contests next week, one for single lady skaters and couples, and another for men and boys. There will be music by the hand every night and on Thursday afternoon of this week.

The First Annual Ball.

The Bennett company employs to the number of 600 will enjoy their first annual ball Thursday evening, February 16, at Metropolitan hall, Twenty-third and Harney streets.

Card of Thanks.

We wish to offer our heartfelt thanks to our friends and also the National Association of Letter Carriers, the A. O. U. W. lodge No. 18 and the Degree of Honor No. 27, for the kindness and sympathy shown, as well as the floral offerings, in the death of our beloved husband and father.

MRS. C. RICHMILLARD AND FAMILY.

R. W. Richardson has opened new office at No. 67 Bee building and resumed the practice of law. He solicits the return of all his old clients and as many new ones as possible.

The newest, best and only rational cure for indigestion and dyspepsia is Diner's Digesters taken before meals, at Myer-Dillon Drug Co.

Garfield circle, No. 11, Ladies of the Grand Army of the Republic—Full of Comrade Delaney from Lange hotel, corner Thirteenth and Jackson, today 1 p. m.

Dr. Ewing Brown, McCague Bldg., 13th and Dodge, Practice limited to gynecology.

Gas and electric fixtures, wholesale and retail, Nebraska Electric Co., 13th and Harney streets.

Just received, car of Portland cutters, also boots. LININGER & METCALF CO.

Invest Constant Oil stock, 201 N. Y. Life. Harry B. Davis, undertaker, 61 S. 15th. Have Root print it.

SALE OF MARTIN-GOTT'S HATS, CAPS, GLOVES.

We expect another big rush Monday. Men's Gloves, cloth back and Indian buck front, 5c. Golf Gloves, the 6c and 5c. Lined Buck Gloves, 4c. Gauntlets, with buck front, 4c. \$1.00 Dressed Kid Gloves, 4c. Fur Mittens, 6c. worth \$1.25. Men's Heavy Beaver Caps, 10c. Caps that sell everywhere for 7c. sale price 5c. Caps with fur lining, worth up to \$1.25, sale price 4c. Martin-Gott's Soft Hats, worth up to \$3.00, your pick 6c. Choice of any of Martin-Gott's Stiff Hats, 5c.

Other Goods on Sale.

Odds and ends in Men's Suits, worth up to \$18.00, your choice, \$7.99. Heavy fancy \$3.00 Corduroy Pants, \$1.99. Choice of all silk mufflers, worth up to \$2.00, your pick, 45c. Red flannel lined Overshoes (artificial) 8c. Wool Underwear, 5c. Blue Flannel Shirts, 6c. Special Overcoat values at \$4.99.

THE GUARANTEE CLOTHING CO., 1519-1521 DOUGLAS ST.

SPADRA COAL

Quality counts—all coal is NOT alike. You will find a difference when you burn it. All our coal comes from mines that have a reputation for quality and uniformity. Every load is carefully screened and is delivered when and where you order it.

SPADRA is the highest grade of Arkansas Coal, and in burning it you need have no fear of trying an experiment, as it is a proved success—shown by our large list of customers who use it with perfect satisfaction.

SPADRA will do all that is claimed for it, and is rapidly supplanting Pennsylvania anthracite for use in furnaces and grates.

SPADRA GRATE, ton.....\$8.50

C. B. HAVENS & CO. 219 South 16th St. Tels. 317-825

Steam COAL Domestic

ROCK SPRINGS, the people's COAL—We always have it. BONANZA—King among furnace coals—always on hand.

CENTRAL COAL & COKE CO. 'PHONES 1221-1695-4718. 15th and Harney Sts.

DEPUTY STATE VETERINARIAN.

H. L. RAMACCIOTTI, D. V. S. CITY VETERINARIAN. Office and Infirmary, 23th and Mason Sts. OMAHA, NEB. Telephone 622.

Men and Women.

Use Big 46 for unassisted discharge in famulства, Irritations of Otorrhoea, as in otitis, otomastoiditis, Painful, and not attended by suppuration, should be attended by a specialist, or sent in plain wrapper, or sent in plain wrapper, or sent in plain wrapper, or sent in plain wrapper.

To the Southeast.

The Southeastern Limited of the 'Frisco System leaves Kansas City daily 6:30 p. m., reaches Memphis 7:50 a. m., New Orleans 8:30 p. m., Birmingham 3:35 p. m., Atlanta 11:25 p. m., Savannah 7:00 a. m., Jacksonville 9:30 a. m. Through sleeper Kansas City to Jacksonville, Fla. Travelers should leave Nebraska and Iowa points in the forenoon to connect with this palatial train. Address Passenger Traffic Department, Kansas City, Mo., for detailed information.

Rates to Pacific Coast Cut \$15.00.

Commenting March 1st the Iowa Central will have on sale daily one way tickets to San Francisco, Los Angeles, Portland and other points in the west and northwest. Rates cut \$15.00. Through tourist cars to California without change. Call on agents for full particulars, or address A. B. CUTTS, G. P. & T. A., Minneapolis, Minn.

Esholm, Jeweler, 16th and Harney st.

Men's, boys', children's clothing, hats, ladies' suits, shoes and 1 day, at his home, The Lange Hotel, Thirteenth and Jackson streets.

DIED.

DELANEY—James, February 8, 1935, aged 49 years 5 months and 1 day, at his home, the Lange Hotel, Thirteenth and Jackson streets.

Custer post, Grand Army of the Republic, will hold their services at the Lange Hotel at 1 p. m. Sunday, after which the body will be removed to Masonic hall, Sixteenth and Capitol avenue, where services will be held at 2 o'clock p. m. under auspices of St. John's lodge, No. 25, A. F. and A. M. Burial will be in Forest Lawn cemetery, Forest Lawn cemetery.

STIPHENS—Eva Grable, February 9, 1935, aged 42 years, beloved wife of Charles F. Stephens. Funeral Sunday afternoon, February 12, at 3 o'clock, from Harry B. Davis' undertaking rooms, 41 South Fifteenth street, Interment Prospect Hill. Friends invited. Springfield (Illinois) papers, please copy.

Cure for Fits on Trial

Here is the fairest offer ever made to the sufferer with epilepsy or fits. Deposit \$1.50 with your druggist and get a bottle of Elixir Kosline. If it does not help you and show that its continued use will effect a complete and lasting cure, your money will be returned at once.

Elixir Kosline is the discovery of a well known Washington scientist, and this offer will be faithfully carried out. The remedy will positively cure epileptic fits and all other nervous troubles and spasmodic affections, no matter what the cause. If it does not do all that is claimed for it, your money will be returned at once.

Elixir Kosline Co., Washington, D. C., or Beaton Drug Co., Cor 15th and Farnam streets.

The Lange Grocery Co.

Being the oldest established grocery in the city of Omaha and well known to everyone for the last thirty-five years will be reminding the people that we are at the same old established place. We are going to have a special sale of fancy imported goods as well as all standard every day goods.

PRICES AS FOLLOWS:

- 46-pound sack Jersey Cream 98c
Flour, per sack..... 98c
6-pound sack Diamond Wedding North Dakota, best ever came on the market—we guarantee every sack and the money cheerfully refunded, worth \$1.55..... 1.50
Extra fine Coffee, per package..... 10c
Uncolored Japan Tea, regular 6c seller, our price..... 35c
Uncolored Japan Tea, in packages, our fancy, regular 7c..... 35c
Raisins, regular 10c seller, at..... 5c
2-pound cans Sweet Corn, our price..... 7c
3-pound cans Tomatoes, per can..... 8c

THE LANGE GROCERY CO.

606 S. 13th St. Telephone 1459

Importers of Fancy Groceries.

HOT SPRINGS ARK. NEW TRAIN SERVICE BETWEEN Kansas City, Mo., Coffeerville, Little Rock and Hot Spring, Ark.

Via MISSOURI PACIFIC RAILWAY and IRON MOUNTAIN ROUTE

The Terminal, Radio-active waters of Hot Springs, Arkansas, will be rendered conveniently accessible by the new train service over the Missouri Pacific Railway and Iron Mountain Route. Leaving Kansas City at noon and arriving at the Springs next morning. Returning train leaves the Springs at 7 p. m., arriving at Kansas City next afternoon. For pamphlet, time tables, etc., call or address—H. C. TOWNSEND, Gen. Pass. Ticket Agent, St. Louis, Missouri, or

CITY TICKET OFFICE Southeast Corner 15th and Farnam OMAHA, NEB. TOM HUGHES, T. P. A. T. F. GODFREY, P. & T. A.

Smile

A Smiling Face Is An Attractive Face

Smiling faces result from using SUNDERLAND'S COAL. In the kitchen the smiles grow from HANNA or ROCK SPRINGS COAL. We never had a better stock of these coals, and the price is just right for the range.

Hanna Nut, \$6.90. Rock Springs Nut, \$7.40.

For the furnace you can, with a smile, contemplate the economy of burning Ozark—the best, absolutely the very best Arkansas anthracite—\$8.50. Costs \$2.50 less than regular hard coal and is preferred by many. BURN OZARK. Automatic stoves make our coal so clean, so free from slack, dirt, dust and waste that smiles are inevitable. Why not begin smiling at once?

Sunderland Bros. Co. New Offices, 1608 Harney Street PRIVATE PHONE EXCHANGE THREE WIRES No. 252

Smile

Smile

A Time-Lock on Your Money

would be good protection, but a better plan is to invest a definite sum annually in a

Guaranteed 6% Investment Policy

—OF THE—

Bankers Reserve Life Co.

of Omaha, Nebraska

Good for Face Value at Maturity

Energetic men wanted to sell this up-to-date policy. For terms and particulars call on or address

B. H. ROBISON, President

Dr. Bradbury —1506 FARNAM— Fourteen Years Same Location DENTIST 'PHONE 1756

Teeth Extracted Without Pain. The most sensitive nerves removed without pain. Loose teeth made solid. Written Guarantee

Fillings..... \$0.50 up Crowns..... \$2.00 up Bridge Work \$2.50 up Plates..... \$2.00 up

THE LANGE GROCERY CO.

Being the oldest established grocery in the city of Omaha and well known to everyone for the last thirty-five years will be reminding the people that we are at the same old established place. We are going to have a special sale of fancy imported goods as well as all standard every day goods.

PRICES AS FOLLOWS:

- Seller, in glasses, all flavors, regular 10c seller, our price..... 4c
Fancy Jams, tall glass jars, all flavors, regular 10c seller, our price..... 10c
Starch, in packages, Stouck, Glass or Defiance, 10c seller, our price..... 5c
CIGARS AT HALF PRICE:
Florodora Operas, fine smoke, 5 cigars in package, regular 10c, our price..... 5c
Florodora, 3 cigars in package, regular 10c, our price..... 5c
By the box, one-half the regular selling price.
Good Scent Cigars, our price..... 25c
NEW YORK STATE APPLES. In 1-gallon cans, regular 30c seller, our price..... 13c

THE LANGE GROCERY CO.

606 S. 13th St. Telephone 1459

Importers of Fancy Groceries.

DR. MCGREW SPECIALIST. Treats all forms of DISEASES OF MEN. 28 Years' Experience 18 Years in Omaha. A Medical Expert whose remarkable success has never been exceeded. Nearly 30,000 Cases Cured. Verrucae, Hydrocele, Blood Poison, Stricture, Gleet, Nervous Debility, Loss of Strength and Vitality. HIS HOME TREATMENT has permanently cured thousands of cases of chronic Nervous, Mental, Kidney and Bladder and Skin Diseases at small cost. Save time and money by describing your case and write for FREE BOOK and terms of treatment. Medicine sent in plain package. Charges Low Consultation Free. Office Hours—9 a. m. to 1:30 p. m.; Sundays, 1 p. m. to 5:30 p. m. Call or write. Box 756. Case 112 E. 14th St., Omaha, Neb.

..ABDOMINAL SUPPORTERS..

WE SELL ABOUT FORTY KINDS DRUGS AND RUBBER GOODS. Write for Catalogue. SHERMAN & MCCONNELL DRUG CO. Cor. 16th and Dodge Sts., OMAHA.

MACCARTHY Tailoring Co., 904-906 S. 15th St., Next Door to Wabasha Ticket Office. Phone 138.

AN EXTRACT FROM HER LETTER

"If you could only be here this winter morning and see for yourself, you would no longer doubt me. Roses are blooming in our front yard, and all nature is as far advanced in this lovely American summer-land as it will be in your Eastern home by June.

We made the journey from Omaha to the Golden Gate via the Union Pacific and Southern Pacific to avoid the circuitous routes—an important item in the winter. A trip to California is made delightful by the perfect service and luxurious accommodation of the 'Overland Limited' which is perhaps the most finely equipped train in the world."

BE SURE YOUR TICKETS READ OVER UNION PACIFIC

INQUIRE AT City Ticket Office, 1524 Farnam St. 'Phone 319.

QUALITY IS OUR MOTTO!

Ask for a MERCANTILE

BEST BECAUSE You are NOT paying for bill boards, fence painting, clocks, free deals, etc., but for Fine Quality Havana Tobacco, EQUAL to Imported Cigars. Sold direct to the retailer by F. R. RICH MERC. CIGAR CO., Manufacturer, ST. LOUIS.

Bee Want Ads Produce Results

HAT HAYDEN'S HAT

GREAT SALE OF HATS WHICH WAS ANNOUNCED IN FRIDAY-EVENING'S PAPERS WILL BE CONTINUED MONDAY, FEB. 13TH.

THE UNDAMAGED HATS AND CAPS from the MARTIN-GOTT HAT CO., INCLUDING ALL THE LATEST SPRING SHAPES IN BOTH STUFF AND SOFT FELT.

ALL NEW, BRIGHT, CLEAN, UNDAMAGED GOODS—ALL MOST WONDERFUL BARGAINS.

MEN'S AND CHILDREN'S HATS—in great variety of styles— choice Monday..... 10c-25c

ALL \$2.00 AND \$2.50 FELT HATS—From the Martin-Gott stock— choice Monday..... 50c

ALL \$2.75 TO \$3.00 FELT HATS—From the Martin-Gott stock— choice Monday..... 75c-1.00

SWELLEST SPRING STYLES IN MEN'S FELT HATS—From the Martin-Gott stock—worth \$3.00 and \$3.50—choice Monday..... 1.50

AN IMMENSE LINE OF CAPS—worth up to 50c— choice Monday..... 100

THE GREATEST BARGAIN OPPORTUNITY EVER KNOWN IN OMAHA. COME EARLY.

Wonderful Overcoat and Suit Values

The best bargain to be found in Men's Clothing are here. All our immense stock of Winter Clothing has been greatly reduced in price.

\$12.50 and \$15.00 Men's Suits, \$7.50

Latest styles, best fabrics, patterns and colors. Workmanship throughout of the very best. Suits you can depend on for first class service. 7.50

\$18.00 and \$20.00 Men's Suits, \$10.00

All of them hand-tailored throughout by the most skilled workmen. Garments that are simply perfection in fit, fashion and fabric. Best values shown in the city. 10.00

MEN'S OVERCOATS—in Vicunas, Cheviots, Irish Frieze, Korseys, Beavers, etc.—long and medium lengths—worth \$10.00, \$12.00, \$15.00 and \$18.00—divided into two lots for sale, 7.50-10.00

BOYS' KNEE PANTS SUITS—Ages 8 to 16 years—regular \$3.50 to \$5.00 values, now..... 2.50

BOYS' KNEE PANTS—Worth 65c to \$1.00, on sale Monday in two lots, at..... 35c-50c

MEN'S CORDUROY PANTS—Worth up to \$2.50—special, at..... 1.50

HAYDEN BROS.

DR. MCGREW SPECIALIST. Treats all forms of DISEASES OF MEN. 28 Years' Experience 18 Years in Omaha. A Medical Expert whose remarkable success has never been exceeded. Nearly 30,000 Cases Cured. Verrucae, Hydrocele, Blood Poison, Stricture, Gleet, Nervous Debility, Loss of Strength and Vitality. HIS HOME TREATMENT has permanently cured thousands of cases of chronic Nervous, Mental, Kidney and Bladder and Skin Diseases at small cost. Save time and money by describing your case and write for FREE BOOK and terms of treatment. Medicine sent in plain package. Charges Low Consultation Free. Office Hours—9 a. m. to 1:30 p. m.; Sundays, 1 p. m. to 5:30 p. m. Call or write. Box 756. Case 112 E. 14th St., Omaha, Neb.

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