

### No Decision By Jurors in Drake Apartment Case

#### New Men Will Be Impaneled After Failure to Reach Verdict After Four Hours' Deliberation.

The jury record in municipal court was broken yesterday afternoon when five jurors were discharged by Judge A. E. Baldwin, after they had deliberated four hours and 15 minutes over the evidence in the case of the Drake Holding company against Emily and Garnet Carlson, tenants of apartment No. 21, Drake court.

#### Five Men On Jury.

The jurors were: Chris Hanson, L. Pettingill, C. H. T. Riepin, George D. Rice and S. L. Bonewitz. One of the jurors who had been summoned, was ill, so both sides agreed to present the case to five men. The juror who held out for the tenants told his associates that he would stay in the jury room until next May before he would yield his position. The majority of four struck out until 4 p. m., without stopping for luncheon.

The case attracted considerable interest and was attended by many women of Drake court. Edward Burke, attorney for the Tenants' Protective league, represented the Misses Carlson and Sidney Smith represented the Drake company. The petition filed by the plaintiff company alleged that Misses Carlson were in unlawful possession of their apartment in Drake court and the case was one of the legality of a lease, rather than on the controversy which has been waged over the payment of rent.

#### Join Tenant's League.

On May 1 of this year the Misses Carlson entered into a lease which stipulated that they should pay \$37.50 per month for five months and \$45 per month for seven months thereafter, with an option to terminate on one month's notice by either of the signatories. When an increased schedule of rent was announced by the Drake company, effective July 1, to all tenants of Drake court, the Carlsons joined an organization which grew into a tenants' league and resisted the payment of the higher rents.

#### Cites Oral Agreement.

Attorney Burke, for defendants, stated that there was no dispute as to the sufficiency of the notices served by the Drake company, but he held that his clients were given certain oral assurances and that when they signed the leases they did not realize the real significance of the document. He contended that the written lease was secondary to the oral agreement. He also stated that the Drake company wanted to get possession of the premises so that they may obtain higher rent. During the hearing Attorney Burke tendered W. J. Palmer, vice president of the Drake company, \$112.50, being the Carlson rent for July, August and September at \$37.50 per month, but the tender was refused.

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### Build strength to fight Colds Father's John's Medicine

NO ALCOHOL  
No Dangerous Drugs

7 per cent net on actual cost of Drake court, from tenants as rent, and, he added, the agreement was not carried out.

#### Porter Charged With Theft Sentenced to State Prison

Sidney, Neb., Sept. 28.—(Special Telegram)—Bert Davis, negro porter charged with stealing \$117 from a passenger on a Union Pacific train on the night of September 17, pleaded guilty today in district court to grand larceny. He was sentenced by Judge H. M. Grimes to the penitentiary to serve from one to seven years.

#### Detective Flynn states that Davis confessed to several other thefts and that goods were found in his home at Omaha.

#### Body of Soldier Sent From France to Grand Island

Grand Island, Neb., Sept. 28.—(Special)—The body of Sergeant John Sutherland, who died of sickness in France, after the armistice was signed, arrived here Saturday and was buried beside his father in the Grand Island cemetery with most impressive ceremonies. The American Legion turned out in a body to attend the service in uniform at 3 o'clock Sunday afternoon. The pallbearers were legion men. Rev. Bishop George A. Beecher of Hastings officiated.

#### Saunders County Sales Pavilion Is Dedicated

Wahoo, Neb., Sept. 28.—(Special)—The new sales pavilion at the Saunders county fair grounds was officially opened to the public last week when Congressman McLaughlin dedicated the structure to the use of the county stockmen. Mr. McLaughlin said in the course of his address that when Nebraska farms carried the same per capita of live stock per acre as are carried on those in Illinois and Iowa that Nebraska farms would sell just as high.

#### In Illinois, headlights must be dim when within 250 feet of an approaching car.

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### "CORNS"

Lift Right Off Without Pain

Doesn't hurt a bit! Drop a little Frezzone on an aching corn, instantly that corn stops hurting, then shortly you lift it right off with fingers. Truly!

Your druggist sells a tiny bottle of Frezzone for a few cents, sufficient to remove every hard corn, soft corn, or corn between the toes, and the calluses, without soreness or irritation.

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### Nominate Cities For 1922 Meet of Mystic Workers

#### Milwaukee, Minneapolis, Peoria and Danville Will Contest for Next Convention—Discuss Rate Increase.

Nominations of officers and the cities from which will be chosen the 1922 meeting place of the Mystic Workers of the World predominated in the afternoon session held yesterday at the auditorium of the Masonic temple, where the order is meeting in its biennial convention. Milwaukee, Minneapolis, Peoria, and Danville, Ill., were chosen as contestants for the next convention city. Following are the names of those nominated for office for the ensuing term:

#### Wilson Pardons Banker Serving Five-Year Term

Washington, Sept. 28.—Howard W. Shuwalter, a banker of Fairmount, W. Va., who was sentenced to five years in federal prison in 1917 for misapplication of national bank funds, was granted a pardon today by President Wilson.

#### editor, Joseph Adams, George Robinson and Robert Toole; supreme conductor, Zella Lundine, Gussie Tilman, and Erzella Donicky; supreme sentinal, Mary Lofgren; supreme picket, Mrs. Clendennen; supreme directors, John A. Riordon, J. Ross Mickey, William H. Devine, M. R. Doran, E. D. Dackerman, Joanna E. Downes, J. T. Jennings, R. J. Belt and Charles Dusenberry. The afternoon was otherwise taken up with entertainment, speeches and challenges by the insurgents as committee reports were read. W. A. Fraser, sovereign commander, W. O. W., delivered the chief address in the afternoon, dwelling emphatically on the need of a fraternal organization to increase its rates when its solvency is involved. He also launched into an attack upon certain insurgents who tried to keep the present administration of the order by circulating printed cards, unsigned, that designed to place the officers in disrepute.

A bitter fight is anticipated today when the question of rate increases comes up. The insurgents appear well organized, as was evidenced in yesterday's session, when practically all amendments proposed by the law committee were voted down and tabled.

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### 20% Discount — ON — Men's and Women's New Fall Shoes

**For Women**  
New Fall boots, winter oxfords, "brogue" and evening slippers from \$14.00 up reduced 20%, including such well-known makes as Pincus and Tobias, Koack and MacLaughlin, Burt E. Drake, Griffin & White and Upham Bros.

**For Men**  
Winter Oxfords and "brogues" priced from \$14.00 up, reduced 20%, including Banisters, J. P. Smith and others. Select any style of men's or women's shoes in stock at \$14.00 and up and deduct 20% of original prices on every pair.

Second Floor.

### BURGESS-NASH COMPANY

"EVERYBODY'S STORE"

### Continuing for Wednesday— A Monstrous Sale of SWEATERS

The Best and Newest Styles for Women, Misses and School Girls

Every One of These Autumn Models Are in the Latest Styles, Including Coat Tuxedo Ripple Slip-Over Fish Tail Blouse Tie-Back

and Made in All the New and Very Fashionable Fall Colors

Emerald, Nile, Sage, Leaf, Turquoise, Topaz, Peacock, Navy, Copen, Royal, Midnight Blue, Seal Mole, Nut, Sand, Taupe.

Brown, Wisteria, Purple, Plum, Maroon, Lavender, American Beauty, Scarlet, Flame, Rose, Coral, Black, Navy, White.

And as to Price—

**\$3.95      \$5.95      \$7.95**

Are Simply Unheard of Prices for This Class of Merchandise

Just an idea of their beauty may be gained by viewing the window display for which it has been necessary to choose just a few of the models from this marvelous assortment.

That the sale was fully appreciated was demonstrated by the large number of purchasers and we anticipate even greater sales for Wednesday.

No Exchanges—No C. O. D.'s—A Limited Number to a Customer

### BURGESS-NASH COMPANY

"EVERYBODY'S STORE"

### Brief City News

#### Will Inspect Stock Yards—Rotarians

Rotarians at a noon luncheon today, will make a brief inspection of the stock yards.

#### Neal Will Be Piled—The will of the late John Neal, wealthy tobacco man, will be offered for probate Saturday. The original copy of the will has not been found.

#### Charges Dismissed—Charges of illegal possession of liquor against J. Harry Moore and Frank Koenig, 310 Karbach block, were dismissed in Central police court yesterday.

#### Running Gun Fight—Charles Reed, 1546 North Twenty-fourth street, was captured by police early Tuesday morning after a running gun fight in which several shots were exchanged. A companion of

Reed escaped. It was he who returned the shots fired in the air by police, arresting officers say. Police say the two men hurled bricks through a store window.

#### Robbed By Auto Bandits—W. A. Leary, 2216 Poppleton avenue, was robbed of a watch and a diamond ring by two unmasked bandits, who escaped in an automobile, he told police.

#### Extend Order to Lincoln—Nearly 50 Omaha members of the Order of Malloy, an organization for sons of Master Masons between 16 and 21, organized a chapter of the association in Lincoln Sunday.

#### Peterson To Return—Frank A. Peterson, assistant United States district attorney, will return to Omaha next week from Carthage, S. D., where he has been for his health.

#### Condition Serious—John H. Maack, 86 years old, 1103 South

#### Fifty-fourth street, whose wife died of ptomaine poisoning, is still in a serious condition. The two became ill last Thursday night after their evening meal.

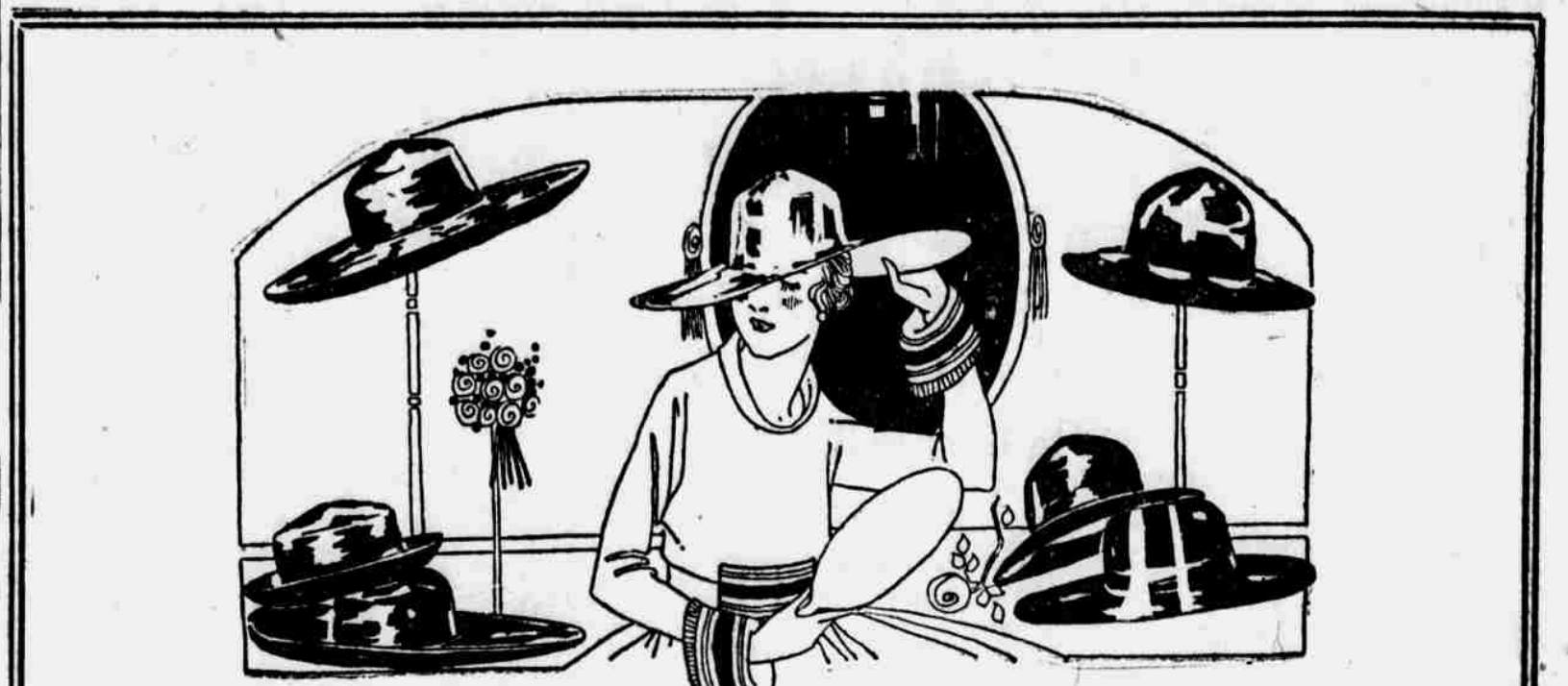
#### Smuggle "Dope"—E. O. Bradshaw, head of Nebraska's narcotics department, declared yesterday "dope" is being smuggled into Omaha from Kansas City in large lots, and that he needed two more agents in his department.

#### Ask \$175,642 Damages—A suit against the city of Omaha for \$175,642 damages, which, it is declared, will accrue to school property when Twenty-second street is opened between Dodge and Howard streets, was filed in district court yesterday by the school district of Omaha.

#### Detectives' Appeal Filed—Requests for reinstatement of former Detectives Peter Hagerman and Victor Lundeen, dismissed from the department for misconduct six weeks ago, were placed on file by the city council yesterday without action.

#### Wants To See Child—Memo Nichols appealed to district court yesterday for a modification of the recent divorce decree which gave his wife custody of his child. He

charged his wife and mother-in-law conspired to keep him from seeing the child.



### Wednesday — In the Downstairs Store

#### An Enormous Purchase and Sale of a Large Assortment of Banded and Untrimmed Hats

—AT—

### \$1.00

In black, brown, navy, oopen, henna, jade, tan, rose, in fact every wanted color and shape.

### Hats for Street      Hats for Dress

A Style for Each Individual

The becomingness of a hat depends on the shape and color. One can always find a bit of trimming which will go nicely with it.

Select yours in this value-giving event. Very likely you will want several at this price.

No Exchanges and No Approvals.

### BURGESS-NASH COMPANY

"EVERYBODY'S STORE"

#### Try This If You Have Dandruff

There is one sure way that never fails to remove dandruff completely and that is to dissolve it. This destroys it entirely. To do this, just get about four ounces of plain, ordinary liquid arvon; apply at night when retiring; use enough to moisten the scalp and rub it in gently with the finger tips.

By morning most, if not all, of your dandruff will be gone, and three or four more applications will completely dissolve and entirely destroy every single sign and trace of it, no matter how much dandruff you may have.

You will find, too, that all itching and digging of the scalp will stop instantly, and your hair will be fluffy, lustrous, glossy, silky and soft, and look and feel a hundred times better.

You can get liquid arvon at any drug store. It is inexpensive and four ounces is all you will need. This simple remedy has never been known to fail.

#### SULPHUR CLEARS A PIMPLY SKIN

Any breaking out of the skin on face, neck, arms or body is overcome quickest by applying Mentho-Sulphur. The pimples seem to dry right up and go away, declares a noted skin specialist.

Nothing has ever been found to take the place of sulphur as a pimple remover. It is harmless and inexpensive. Just ask any druggist for a small jar of Mentho-Sulphur and use it like cold cream.

#### BABY LOST REST WITH ECZEMA

In Small Blisters All Over Body. Cuticura Heals.

"My baby had eczema all over his body. It broke out in small blisters and he would fret and cry. He would wake up in the night and fuss and scratch, and lost sleep, and his clothes seemed to hurt him. I sent for a free sample of Cuticura Soap and Ointment and then purchased more, and when I had used one cake of Cuticura Soap and one box of Cuticura Ointment he was entirely healed." (Signed) Mrs. M. E. Lemmon, Marengo, Indiana.

Rely on Cuticura Soap, Ointment and Talcum to care for your skin.

Sample Each Free by Mail. Address: "Cuticura Laboratories," Dept. H, Malden, Mass. Sold everywhere. See the directions on each box. Cuticura Soap shaves without soap.

#### TCH

Money back without question if TCH does not cure your itching, burning, redness, itching, eczema, ringworm, tetter or other skin diseases. 75¢ per box at our risk. Sherman & McConnell Drug Co.

#### For Thirty Years

That old reliable herb remedy, Dr. Burckhart's Vegetable Compound, has proved a God-send to sufferers of Liver, Stomach Troubles and Constipation, and to prove to the 10,000,000 sufferers of these dread maladies the merits of his great medicine, send a postal to Dr. Burckhart, Cincinnati, O., and he will send you a trial treatment. 30-day treatment 25c, 70 days, 50c. All druggists.

#### MUSIC TEACHERS ATTENTION!

High grade pianos for rent. Six months' rent allowed on purchase. Schmolzer & Mueller Piano Co., 114-118 So. 15th St. Phone Douglas 1623.

#### Needed at Dances And the Sea Shore

(Aids to Beauty) Here is a home treatment for removing hairs that is quick, painless and inexpensive. With some powdered delatone and water make enough paste to thickly cover the objectionable hairs, apply and after 2 or 3 minutes rub off, wash the skin and it will be left soft, clear and hairless. This treatment will not mar the skin, but to avoid disappointment, be careful to get real delatone. Mix fresh as wanted.

#### Says His Prescription Has Powerful Influence Over Rheumatism

Mr. James H. Allen suffered for years with rheumatism. Many times this terrible disease left him helpless and unable to work.

He finally decided, after years of ceaseless study, that no one can be free from rheumatism until the accumulated impurities, commonly called uric acid deposits, were dissolved in the joints and muscles and expelled from the body.

With this idea in mind he consulted physicians, made experiments and finally compounded a prescription that quickly and completely banished every sign and symptom of rheumatism from his system. He freely gave his discovery to others who took it, with what might be called marvelous success. After years of urging he decided to let sufferers everywhere know about his discovery through the newspapers. Sherman & McConnell Drug Co. have been appointed agents for Allen's in this vicinity with the understanding that they will freely return the purchase money on the first two bottles to all who state they received no benefit.

See want ads bring results.

#### KI-MOIDS (GRANULES) For INDIGESTION

Taste good, do good; dissolve instantly on tongue or in water; carry in vest-pocket or in traveling-case; take as needed.

QUICK RELIEF!

Also in tablet form for those who prefer them.

MADE BY SCOTT & BOWNE MAKERS OF SCOTT'S EMULSION

#### Anti-kammia TABLETS

FOR HEADACHE, NEURALGIA, INFLUENZA AND ALL PAIN

Ask For A-K Tabs