

## JURY IS SUSTAINED PAROCHIAL PROGRAM

### SUPREME COURT REVERSES JUDGE ROESER'S DECISION IN WAMPA-LYSHIK CASE.

A verdict for the appellant was made this week by the Minnesota supreme court in the case of Katie Wampa vs. John Lyshik, an appeal from district court.

Mrs. Wampa in the first place foreclosed a mortgage given by Mr. Lyshik but he was anxious to retain the property and asked to be permitted to bid in same, agreeing to pay up what he owed her. He failed to make the payment and Mrs. Wampa brought suit for \$500, at the April 1918 term of court. The jury returned a verdict for the full amount for the plaintiff but Judge Roeser later reversed the decision on a motion by the attorney for the defendant. The plaintiff carried the case to the supreme court, which reversed the decision of Judge Roeser and sustained the verdict of the jury.

The syllabus of Judge Holt, who made the decision, was as follows:

Syllabus—The complaint stated a cause of action for money had and received. The testimony admitted tended to prove a contract for the payment of money, and the court, after ordering the pleadings amended to conform to the proof, charged the jury that if they found such contract to have been made plaintiff should recover. There was a verdict for plaintiff. It is held, that in granting defendant's motion for judgment notwithstanding the verdict the court erred in so far as the order was based upon the ground that no recovery on contract could be had under the complaint.

Nor can the order be justified on the ground that there was no evidence to sustain a recovery under the law as given in the charge.

Reversed. Holt J.

## PANDOLFO SENTENCED GIVEN TEN YEARS IN LEAVENWORTH AND \$4,000 FINE—IS OUT ON BONDS.

Samuel C. Pandolfo, former president of the Pan Motor company of St. Cloud recently found guilty of using the mails to defraud, was given a sentence of ten years in Leavenworth prison and a fine of \$4,000 by Federal Judge Landis, at Chicago, Tuesday.

In pronouncing sentence Judge Landis gave to understand that the action of the government in this case was not intended to discourage or influence stockholders in the company. He stated that United States citizens still have the right to throw their money away if they like it.

The judge said it was a shame that Pandolfo should be convicted and a creature such as H. P. Wigle, his associate, turned loose.

A stay of sentence was granted Pandolfo by the U. S. Court of Appeals pending carrying the case to a higher court. Pandolfo was released on \$25,000 bonds.

### HAVE YOU BOUGHT YOUR RED CROSS SEALS.

Next Thursday is Christmas and the Red Cross Christmas Seal drive is reaching its final wind-up. Everybody should make a special effort to purchase their just share of the Christmas seals. These funds go toward fighting the white plague and other diseases. It's for your benefit. It's for your neighbor's benefit. Let us all unite in one great effort. It's for one great common cause and reduces this scourge to the minimum.

The committee wishes that all the children of the county make a final effort and sell as many seals as possible and send in their checks and returns before Christmas to Mrs. Julius Jetka at the Board of Commerce.

John Wetzel is on the job this morning, soliciting funds with which the orphanage at St. Otto's orphanage of this city will be given a happy Christmas. This is done each year by local citizens and is greatly appreciated by the children.

Lawrence Tholen has gone to Sturgeon Lake, where he will be employed this winter.

### Died

Mrs. Theresia Mausolf of Butte, Mont., formerly of Little Falls, died on Friday, Dec. 5, at the home of her daughter, Mrs. C. Hepp, after a brief illness, at the age of 72 years.

Mrs. Mausolf moved to Montana and has lived with her daughter there since the death of her husband, John Mausolf, whose death occurred in Little Falls in 1905.

Surviving the deceased are two sons, John Mausolf of this city and Ed Mausolf of Cosmopolis, Wash.; five daughters, Mrs. J. S. Armstrong of Anacosta, Mont.; Mrs. J. C. Lee of Pocatello, Idaho; Mrs. C. H. Comer of Aberdeen, Idaho; Mrs. H. W. Josten of Pendleton, Oregon; Mrs. C. Hepp of Butte, Mont. There are also 20 grandchildren and three great-grandchildren.

The funeral was held on December 9 at the home of Mrs. Hepp. Interment was at Butte.

Mrs. Josephine Virnig, wife of F. X. Virnig, prominent Pierz merchant, died at St. Gabriel's hospital yesterday morning from cancer, after a long illness. She had been at the hospital for two weeks. She was 48 years old.

Mrs. Virnig was born July 12, 1871. She leaves to mourn her demise her husband and three children, Leo, Mrs. A. H. Stern and Bernice. Mrs. A. P. Stoll of Pierz is a sister.

The funeral will be held from the Catholic church at Pierz tomorrow evening.

### PUPILS OF ST. ALOYSIUS SCHOOL TO GIVE CHRISTMAS ENTERTAINMENT.

A Christmas entertainment will be given at the parochial school hall by the pupils of that school Sunday evening, Dec. 21, beginning at 8 o'clock. A matinee will consist of short plays, special music and singing.

Program.

1. Silent Night—Pantomime—Eighth grade girls.

2. "Nobody's Child"—Sixth grade boys.

3. Christmas Drill—First and Second grade girls.

4. Signs of Christmas Poinsettias—Loretta Adams, Marie Billestein, Loretta Wegerteder, Elizabeth Pierzinski and Atell Felix.

5. Christmas Everywhere—Fourth and Fifth grades.

6. "Banker's Charity"—Helen Lagerbauer, Seraphina Mitchell, Alexia Theis, Marceline Blake.

7. Christmas Song—Little boys.

8. Christmas Fairies—Spirit of Christmas, Evalyn Smith; Hope, Celesta Firnstahl; Faith, Florence Thoma; Love, Bernice Priesinger.

9. In the Prison Cell—Pantomime—Seventh and Eighth grade boys.

10. "How St. Nicholas Came to the Academy"—Girls of the Academy: Alice, Celia Thoma; Bessie, Dorothy Mamer; Eva, Magdalen Lieser; Bertha, Florence Hamm; Dorothy, Rose Vertin; Cecelia, Florence Brick; Gertrude, Helen Pikula; Helen, Gertrude Jantzen; St. Nicholas, Genevieve Raster. Little Eskimos: Snowflake, Isabelle Wegerteder; Snowball, Margaret Blake; Snowhoe, Thelma Felix; Snowhouse, Rosina Melhart; Angels: Lucille Hanawski, Hildegard Perlier, Agnes Miller, Marguerite Nathe, Collette Hamm, Alberta Kerich, Loretta Miller, Genevieve Wetzel, Ruth Moegelein, Margaret Vertin.

11. The Two Invitations—Operetta for Christmas. Mary Morgan, Rose Trettel; Roch Morgan, William Miller; Fred Morgan, Cyril Moegelein; Harry Morgan, Lawrence Kerich; Jack Morgan, Edwin Thoma; Kitty Morgan, Dolores Moegelein; Nellie Morgan, Rose Adams; Susan Morgan, Anna Gamradt; Helen, Evalyn Lemay; Marjorie, Caroline Schlichting; Louise, Irene Adams; Grandpa Stout, Louis LaFond; Grandma Stout, Anna Adams.

Matinee at 3 o'clock.

### POTATO MEN TO MEET TOMORROW.

The Morrison County Potato Growers' association will hold a meeting at the city hall in this city tomorrow afternoon. There will be election of officers and other important business and all who are interested are urged to attend.

The price of paper is still advancing. Your subscription sent to the Herald will help keep things moving.

W. A. Ridgeway, who had conducted a laundry in Little Falls a number of years ago, died at Spokane, Wash., recently. He was still a member of the local A. O. U. W. lodge at the time of his death.

That automobiles and trucks being used more for business each year, is shown by the statement made by Oil Inspector J. J. Gross, in that gasoline consumed during the cold weather we have been having, is double that used last year at the same time when the weather was mild, and when much more pleasure driving was done than this year.

B. Y. McNairy, Jr., and family, formerly of Willmar and Louis McNairy, formerly of Little Falls, are now located at Los Angeles, Cal. B. Y. McNairy recently bought into a garage and auto sales business in the California city and Louis is looking after his brother's interests. B. Y. McNairy, Jr., will establish a wholesale grocery business in California, but has not as yet decided upon a location.

### Married

Alfred Jensen of St. Paul and Miss Mildred Stutson of this city were united in marriage Monday afternoon at 3 o'clock at the M. E. parsonage by Dr. E. B. Service. The ring service was used.

The bride is the daughter of Mrs. Viola Stutson and formerly attended business college here.

Mr. and Mrs. Jensen will reside in St. Paul, where Mr. Jensen is employed.

George O. Brackner of Crow Wing county and Miss Olympia Laiture of Green Prairie were married by Dr. E. B. Service at the M. E. parsonage Wednesday morning. They will reside in Brainerd.

At the M. E. parsonage Wednesday evening at 7 o'clock a double wedding was solemnized by Dr. E. B. Service. Miss May Briggs becoming the bride of Mr. Edward Swanson and her sister, Hattie, becoming the bride of Mr. Emil Swanson. The grooms are brothers, the sons of Mr. and Mrs. Charles Swanson of Little Falls town. The brides are the daughters of Mrs. Laura Briggs of this city.

Both couples will reside on farms in Little Falls town.

### Musical Art Club

The student section of the Musical Art club gave a pleasing program at the Mand Moon Weyerhaeuser hall Wednesday evening. Those who took part in the program were Jane Moyer, Sarah Weyerhaeuser, Louise Anderson, Lola Raymond, Elizabeth Cameron, Margaret Trebbly, Margaret Rosenmeier, Harriet Peterson, Audrey Collin, Harold Burton, Louis Brown, Mildred Koslosky, Marjorie Engler, Allison Hall, Mrs. Leo M. Thompson, Mrs. H. E. Meyers and Hillard R. Langlie of Alexandria.



**I'S sendin' word to Santy Claus to tell him what to bring—  
A doll—an' book—an' dishes too—an' oh, most ev'rything!  
Pleace help me put it in the box—I can't reach up, you see—  
Poor Santy'd be so 's'pointed if he didn't hear from me.**

### BRIGADIER GENERAL VISITS BROTHER HERE.

Little Falls had the honor this week of having within its gates Brigadier General W. A. Bethel of Washington, D. C. He was here for a brief visit with his brother, R. C. Bethel, leaving yesterday afternoon for the East.

Brigadier General Bethel is a regular army man, a graduate of West Point military academy. He went overseas when the United States entered the war

### WOMEN'S GUILD TO HAVE CHRISTMAS TREE.

The Women's Guild will have a Christmas tree and entertainment at the Knight of Columbus hall Monday evening, Dec. 22, beginning at 7 o'clock. A short program will be given by the children of the St. Francis Xavier Sun-

day school after which Santa Claus will give each child present a gift. All children of the Guild members are invited to be present with their mothers or chaperons.

Thomas W. Swinson, director of census for this district, has sent in his list of appointments to Washington and expects to announce the successful applicants in a few days. The applicants must pass an examination.

## BOARD OF COMMERCE CHRISTMAS SERVICES

### BUSINESS MEN GIVE SHORT TALKS—SOLDIERS' MEMORIAL DISCUSSED.

A quarterly membership meeting of the Board of Commerce was held at the Elks' hall Monday evening, with a fair attendance. President T. C. Gordon presided at the meeting.

Secretary Olson, in his report, mentioned that the board had taken up with the postal authorities, senators and congressmen, the matter of improving the mail service here and that Congressman Knutsen had stated in a letter that another inspector would be sent here.

Mr. Olson also mentioned that the America First Concert company is to appear here in February. The board has guaranteed the company \$150 but it is possible, Mr. Olson stated, that the local American Legion post will take over this entertainment or will join with the board in making it a success.

The Deep Waters project was mentioned by Mr. Olson and he advised the members that the directors had selected Charles Craig of Duluth to represent the local organization at the annual convention of the National Rivers and Harbors Congress, at which the matter of making the Great Lakes navigable by ocean-going vessels, will be taken up. By so doing the steamers could go direct to such ports as Duluth and Superior without breaking bulk and this would mean a big saving to the people of the Northwest.

County Agent Campbell was called upon for a talk. He first touched on the subject of deep waterways, and stated that if vessels could go to the lake ports without breaking bulk the cost of this project would be paid for in three years by the saving on the cost of wheat. Mr. Campbell then stated that to eliminate the farmer from organizations would be to eliminate the most important factor in industry. The farmers feel that they were not given fair representation by having only two representatives in the national price probing committee but this, he stated, was due largely to the fact that the farmers have not yet an established leadership. We must know the cost if we are to say what we shall be paid for a product. Speaking of the Farm Bureau, Mr. Campbell said that it is not the purpose of this organization to (Continued on Page 4)

### Red Cross Notes

The chairman of the local Red Cross Chapter is in receipt of the Red Cross report that the Ninth Home Service Institute for the training of Red Cross Home Service workers will be held in Minneapolis during the months of January, February and March. To this institute Red Cross workers from various Chapters throughout the Division will be sent.

For the first time since the institutes were started the course will be three months long. Former institutes ran for six weeks, but it was found difficult for the students to cover so much ground in so short a time.

Enrollment in each institute is limited to 15, many of whom are chosen by Chapters in connection with the proposed peace-time service.

It might be interesting to note that the county nurse, Miss Janet Worden, has been on the job for six months. During that time she has covered 5,398 miles since June 1 by automobile and 648 miles by rail.

Miss Worden has had 200 pupils in the home-nursing class of which number 190 have completed the course. She has examined 1280 pupils in 22 schools. She has been on duty 12 nights and at 12 farmers' meetings. She has given general talks on health and hygiene in each school room in the county. She has made personal visits to homes and bedside care in 20 cases. Considerable office work has been done each week. It is safe to say at this date that the medical profession realizes what the county nurse is accomplishing and that they are co-operating with her. There is very little sickness in Morrison county of a serious nature.

After January 1 the county nurse will put in home-nursing classes in the high schools for the first year of high. A vacation of one week has been given to her.

Any persons having underwear for children that is in good shape, which they do not want, can leave it at the Red Cross rooms.

### HOTEL FURNISHINGS ATTACHED

The furnishings of the West hotel, which was recently leased by Harris Gourd, has been attached by Sheriff Felix on proceedings instituted by Mrs. Harris Gourd. The sale will be held December 24. T. O'Brien, former proprietor of the hotel, is operating the place at present.

### Born

MIRS—To Mr. and Mrs. Otto Mirs of Little Falls town, Thursday, Dec. 18, a daughter.

LUNDEEN—To Mr. and Mrs. August Lundeen of the West side, Friday, Dec. 12, a daughter.

BOISVEERT—To Mr. and Mrs. Louis Boisvert, at St. Gabriel's hospital, Wednesday, Dec. 17, a daughter.

BRASEN—To Mr. and Mrs. Peter J. Brausen, Jr., of Little Falls town, Wednesday, Dec. 17, a daughter.

### Marriage Licenses

Marriage licenses have been issued this week to H. E. Knudson and Pauline P. Lipp, both of Grand Forks county, N. D.; Olive M. Dunlap and Florence D. Chase; Alfred Jensen and Mildred Stutson; George Brackner of Crow Wing county and Olympia Laiture; Emil J. Swanson and Hattie E. Briggs; Edward C. Swanson and Ella M. Briggs.

### IN MOST LOCAL CHURCHES—REAL SUNDAY SCHOOL PROGRAMS.

Special services and programs will be held in practically all of the local churches during Christmas week, as follows:

**BAPTIST CHURCH.**  
Rev. C. W. Binstock.  
Sunday school program with Christmas tree Tuesday evening, Dec. 23, at 8 o'clock.

**CHURCH OF OUR SAVIOUR.**  
Rev. H. J. Buckingham.  
Christmas Eve, 11:30, carol singing and holy communion.

**FIRST CONGREGATIONAL.**  
Rev. R. E. Gregory.  
Christmas services Sunday morning, Dec. 21, 10:30 o'clock. Christmas carol service Sunday evening, Dec. 21, 7:30 o'clock.

**Trude.**  
Hymn—"It Came Upon the Midnight Clear."  
Anthem—"There Were Shepherds"—Coerne.

**Scripture.**  
Prayer with musical response.  
Anthem—"Say Where is He Born"—Mendelssohn.

**Choir.**  
Solo—"An Old Sacred Lullaby"—Liddle; Mrs. N. D. Woodworth.

**Offering.**  
Anthem—"When Jesus Was a Little Child"—Eckhardt.

**Reading from Dickens' Christmas Carol—Philip E. Gregory.**  
Duet—"Holy Night"—Mrs. N. D. Woodworth, Mrs. Chas. Jensen.

**Solo—"There Were Shepherds"—Handel—Mrs. C. A. Weyerhaeuser.**  
Duet—"O Little Town of Bethlehem"—Gebel—Miss Laura Brannen, Mrs. Chas. Jensen.

**Anthem—"O Quiet Night"—Needlinger.**  
Choir.  
Hymn—"Holy Night."

**Benediction.**  
Choral Dismissal.  
Postlude.  
Music Director—Laura A. Brannen.  
Organist—Beulah Crose.

**GERMAN LUTHERAN.**  
Rev. W. L. Hass.  
Services Christmas Day, 2:30 p. m. Special program by choir and program by Sunday school at Randall Christmas Eve at 7 o'clock. Christmas program at Buckman church December 26 at 7 p. m.

**GERMAN EVANGELICAL.**  
Rev. T. J. Herrmann.  
Services Christmas Day, 10:30 a. m., in German. Music by choir and "Break Thou Forth Earth's Mighty Round," by Kessel. Christmas tree Christmas Eve at 7:30 p. m.

**NORWEGIAN LUTHERAN.**  
Rev. E. S. Johnson.  
Services Christmas Day at 10:30 a. m., Norwegian and English. Special music. Sunday school Christmas tree program same evening, 8 o'clock. Music by children, choir and ladies' quartet. Services New Year's Day, 10:30 a. m. Sacred concert in evening, 8 o'clock.

**METHODIST-EPISCOPAL.**  
Dr. E. B. Service.  
Sunday morning and evening; Morning at 10:30, theme, "The Old and New Christmas Times," 7:30 p. m., "Christmas and the Rebirth of the World." Special music. The Christmas program will be given Tuesday evening at 7:30, by the Sunday school, entitled, "The Trimming of the Tree."

**SACRED HEART.**  
Fr. E. Alseno.  
High mass 12:00 midnight, Christmas, English. Masses at 7 a. m., 10:30 a. m. and other masses between these, German services. Special music.

**ST. FRANCIS XAVIER.**  
Fr. A. Lamothe.  
Midnight mass and mass at 10:30 Christmas Day.

**SWEDISH LUTHERAN.**  
Prof. C. O. Carlson.  
"Yuletide" Christmas morning at 6 o'clock. Sunday school program and Christmas tree Sunday evening, Dec. 28, 7 p. m.

Dr. W. H. K. Moyer is confined to his home with illness this week.

Mrs. Mary Dewey and family expect to move today to their new home at the corner of Broadway and Fourth street northwest, which has just been completed. Their house on Broadway west has been sold to Sam Hammerbeck, who will move there in the spring.

### LOCALS TO AITKIN

The Little Falls high school basketball team leaves this noon for Aitkin, where they will clash with Aitkin high in the opening game of the season tonight.

The local boys have been practicing for several weeks and are in good trim for the opening game, according to Coach Longley. Those who will make the trip are Cecil Levin, Walter Sprandel, Frank Lewis, Walter Bastien, Harold Dickinson, Mark Jensen and Lipinski. Levin, Sprandel and Jensen will play forward, Lewis, Bastien and Dickinson guard, and Lipinski center.

### HIGH SCHOOL QUIZ PLAYS OPENING GAME TONIGHT.

The Little Falls high school basketball team leaves this noon for Aitkin, where they will clash with Aitkin high in the opening game of the season tonight.

The local boys have been practicing for several weeks and are in good trim for the opening game, according to Coach Longley. Those who will make the trip are Cecil Levin, Walter Sprandel, Frank Lewis, Walter Bastien, Harold Dickinson, Mark Jensen and Lipinski. Levin, Sprandel and Jensen will play forward, Lewis, Bastien and Dickinson guard, and Lipinski center.

### Born

MIRS—To Mr. and Mrs. Otto Mirs of Little Falls town, Thursday, Dec. 18, a daughter.

LUNDEEN—To Mr. and Mrs. August Lundeen of the West side, Friday, Dec. 12, a daughter.

BOISVEERT—To Mr. and Mrs. Louis Boisvert, at St. Gabriel's hospital, Wednesday, Dec. 17, a daughter.

BRASEN—To Mr. and Mrs. Peter J. Brausen, Jr., of Little Falls town, Wednesday, Dec. 17, a daughter.

Marriage Licenses

Marriage licenses have been issued this week to H. E. Knudson and Pauline P. Lipp, both of Grand Forks county, N. D.; Olive M. Dunlap and Florence D. Chase; Alfred Jensen and Mildred Stutson; George Brackner of Crow Wing county and Olympia Laiture; Emil J. Swanson and Hattie E. Briggs; Edward C. Swanson and Ella M. Briggs.