

Appeal Court Rules Lennon to Jail Term

State Senator Must Serve
Year's Sentence at
Winona.

Judges Affirm Decision in
Violation of Dry
Law.

The sentence of a year in jail for violation of the prohibition law, which was imposed on State Senator A. L. Lennon in United States district court in 1925, was affirmed Wednesday by the United States court of appeals. George R. Smith, chief counsel for Mr. Lennon announced that he would petition for a reargument of the appeal before the circuit court and, if it is denied, will ask the supreme court for a writ of certiorari, which, if granted, would automatically bring it up for a review.

The decision of the appellate court upheld every act of the trial court which had been contested by the defense. In its appeal, the defense contended that the evidence did not connect the defendant with the sale of liquor at the club of the St. Anthony Aerie of Eagles, where Senator Lennon, as a trustee of the lodge, was alleged to have participated in the maintenance of a nuisance. The defense likewise held that the senator should have been given a separate trial from the other 16 defendants who were indicted as a result of raids on the club that checks produced by the government as evidence could not be connected with the defendant in the trial of the case and that a paper from which a government witness "refreshed" his memory the night before the trial opened, should have been produced in court.

The appellate court disallowed every one of these claims. "There appears to be no substantial error in the record, and, therefore the judgment is affirmed," the decision concluded.

Senator Lennon with 16 other defendants, was arrested May 7, 1925, following a raid on the bar of the club of St. Anthony Aerie, at 117 Fourth street southeast. When the cases came to trial, seven members

of the lodge pleaded guilty and were each sentenced to eight months in Winona county jail for maintaining a nuisance. Five other members were dismissed because of a lack of evidence.

The cases of the five remaining members were considered by a jury in federal court which found all guilty, among them Senator Lennon, and sentenced each to a year in Winona county jail. All of the defendants except Lennon have served the time.

The case was one of the most hotly contested in the federal courts here for years. Prohibition agents who joined the lodge under assumed names, described how bartenders, with sleeves rolled up, served drinks to hundreds of customers over the bar. Three agents testified that, over a period of two months, they bought more than 1,200 separate drinks there. Other testimony was introduced to show that in one month, \$5,000 was credited to the lodge's building account in an East Hennepin avenue bank, profits, the government charged, from the sale of liquor.

As a result of his conviction, Senator Lennon's right to deliberate with the state senate at the past session was contested in a resolution introduced by Senator Victor E. Lawson of Willmar. The resolution, which was referred to the senate elections committee, was finally tabled by a vote of 7 to 5, on the grounds that the body should take no official cognizance of the conviction until an order had been handed down by the circuit court.

Northwestern Nurses to Be Graduated Friday

Graduating exercises for the class of 1927 at the Northwestern Hospital School of Nursing will be conducted Friday night at the Park Avenue Congregational church. The Rev. William E. Dudley will give the invocation and make the commencement address. The president's address will be made by Mrs. Charles R. Fowler, who also will distribute the diplomas. The Nightingale pledge will be recited by the graduating class, and class pins will be distributed by Mrs. Pearl L. Rexford, superintendent of nurses. A reception in the church parlors will follow the graduation exercises.

Acquitted of Robbery Charge.

Hastings, Minn., June 8.—L. Jones of St. Paul, who was charged with being an accomplice in a robbery in South St. Paul, was found not guilty by a jury in the Dakota county district court here.