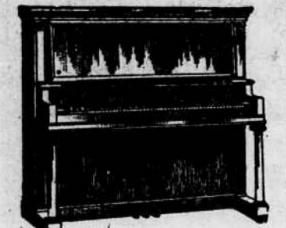


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PORTLAND MAN WINS FIGHT FOR CUSTODY OF DAUGHTERS

Court Grants Writ of Habeas Corpus to Alfred Eymes and He Leaves for Home With Children After Officer Takes Them From Mother's Possession; Mother's Marriage to Melvin Nipple Made Illegal by Cancellation of Divorce Decree in Oregon Court.

Custody of Martha and Louise Eymes, minor daughters of Alfred Eymes of Portland, and Mrs. Emma Nipple, 1811 Sixth avenue north, was awarded to the father in district court Monday by Judge J. B. Leslie, but after the court's order was entered the father spent several uneasy hours before he obtained possession of the children. Immediately after the court had ruled, Eymes, thinking that his daughters would be in charge of an officer, left the court room, which left the little girls in the care of their mother and with whom they immediately left the court house. All sorts of rumors reached the father within a few minutes, the one which appeared to him most probable being the report that Mrs. Nipple had fled from the city with her daughters.

With Constable H. V. Cagle, Eymes went to the Nipple home, where he was denied admittance by Mr. Nipple. Neither would the mother surrender the children without being shown a copy of the order. Eymes rather more nervous than before, returned to the court house and Constable Cagle kept watch of the house. Eymes located his attorney, F. A. Ewald, and shortly before 6 o'clock the children were surrendered, but not until the scene occurring in the court-room after the court's orders became known had been duplicated, with a number of additions.

Mrs. Nipple fainted when the officer took the children in charge, but in the court room she had confined her outburst to a display of tears, which were matched by the daughters, who are seven and eight years of age, and a number of other people in the room. People who were present assert that several large tears rolled down the judge's cheeks after the mother had realized the import of the order which he felt bound to issue, and that he did not appear to be in the least ashamed of them.

The sympathies of nearly everyone who has become familiar with the case have been automatically enlisted in behalf of the mother, although it is alleged that she is not the legal wife of the man with whom she is now living. That she is not legally married to Nipple is no fault of hers, but the fact remains according to Attorney Ewald, that she has not been divorced from Eymes. A decree of divorce in her suit against Eymes was issued at Portland April 30, 1919, and she was married to Nipple, at Calgary, Canada, in May. On June 6 the father obtained an order giving him custody of the children and a day or two later the decree of divorce was set aside.

This was pursuant to the husband's petition for permission to reopen the case. Since then the case has never been heard and on the records of the Oregon court the decree which caused the mother to believe herself possessed of the right to remarry stands as cancelled. Attorney Ewald has since Eymes' arrival in the city, received a copy of the order setting aside the decree.

The Oregon court was not bound to consider the possibility of Mrs. Eymes' second marriage for the reason that in that state it is unlawful for a party to a divorce to remarry within six months after a decree is issued. The law, however, did not apply to the mother after she left the state. The Nipples were deported from Canada a short time ago because the mother, who is a native of Germany, is classified there as an alien enemy.

No evidence relating to the relative rights of the parents was submitted in the local court, Judge Leslie ruling only on the validity of the order obtained by the father in Portland. Eymes contended that his wife had been served with official notice of his intention to recover custody of the children before she left Portland, but this she denied. It was not possible for her to produce witnesses in Great Falls, and it naturally followed that the local court took official notice

only of the Oregon court's order that custody of the children rest in the father. Eymes left Monday night for Portland with the children and it is reported that as soon as possible the mother will return there, straighten out the divorce tangle and attempt to re-obtain possession of her daughters. Eymes stated before leaving that he intended to initiate divorce proceedings in his own behalf after arriving in Portland.

PORTO RICANS HUNTING HERE

Attorney and Banker After Big Game Describe Conditions in Colonial Island.

Seeking the big game of the Montana mountains O. B. Frazer and J. L. Cochran of San Juan, Porto Rico arrived in Great Falls Monday. Mr. Frazer is an attorney and Mr. Cochran a banker in the tropical United States possession. The heavy snow here held their interest for it was the first snow either of the visitors had seen for many years. An interesting description of the Porto Rican law was given by Attorney Frazer. The old Spanish code still remains as the law of the island. Jurists never try civil cases. The common law has not the influence over the Porto Rican courts it has in the majority of the United States. There are few criminal cases arising from violent crimes, Attorney Frazer said. Of course the practice in the United States court in the island is the same as it is in the states with the United States codes the authority. Judges are all appointed in the courts which correspond to our district and superior courts as well as the federal court.

Sugar is responsible for the present prosperity of Porto Rico. Conditions are good and the inhabitants are satisfied with the United States rule. Attorney Frazer declared. The draft army of natives has been disbanded since the signing of the armistice, according to the visitor.

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MICHIGAN ALUMNI BANQUET NOV. 8

Big Reunion Planned for Ann Arbor Graduates at Hotel Rainbow.

Michigan graduates will pay tribute to their alma mater at the fourth annual banquet and reunion of the Great Falls-Michigan alumni association to be held at the Park Hotel at 8 p. m., Nov. 8. Arrangements for the banquet are being made by Charles Davidson, chairman of the local association. An invitation to attend the banquet is extended to all graduates of the University of Michigan residing in northern or central Montana.

A prominent alumnus of Michigan will address the dinner. Returns of the football game to be played by Michigan, Nov. 8, will be received at the banquet. A chorus of Michigan men has agreed to sing a number of the university songs at the reunion. In fact those who attend will imagine themselves back in Ann Arbor, Chairman Davidson states.

BELT BOY WINS WAY TO HONORS

Carl Dickey Becomes Associate Professor of Journalism at Columbia University.

Another Montana boy has forged his way to honors in the busy east. This reporter is a former Belt boy who graduated from the Belt high school and later from the University of Montana at Missoula before going east to take up work in the school of journalism at Columbia university where he also graduated. The following is the official announcement which has been received here by some of Mr. Dickey's former friends:

"Announcement was made last night of the appointment to the faculty of the school of journalism at Columbia university of Charles Phillips Cooper, now night city editor of the New York Times, as associate professor of journalism, and Carl Dickey, also on the staff of the Times, as associate of journalism. Carl Dickey, who has been appointed to assist Professor Cooper, is the first alumnus of the school of journalism to be appointed a member of the faculty. Since graduation in 1915 Mr. Dickey has been a member of the Times staff as reporter, reader, and correspondent. He is also a graduate of the University of Montana, class of 1914.

"Mr. Dickey was Times correspondent with the troops on the Mexican border for seven months in 1916. He was one of the group of American reporters who sailed on the St. Louis, the first armed American liner to defy the German edict on unrestricted submarine warfare. He scored a beat on all other newspaper correspondents, including the Associated Press and United Press representatives, on the arrival of the ship at Liverpool by filing a brief addition in London to a dispatch filed in Liverpool and then fighting it through the official press bureau of censors. While in England Mr. Dickey spent some time at British munitions plants and training camps, as the United States was about to enter the war.

"For two years Mr. Dickey was a member of the Times local and telegraph rewrite and copy desks. As a general news reporter he has covered divisional parades, marine and transit strikes, and the arrival of the British dirigible H-34, President Wilson's visit to New York and his return from abroad and the arrival of King Albert."

Switch Trouble Affects Lights

There was a flickering of the electric lights Monday evening about 6 and for two or three times, for a few seconds to a minute, the lights went out. Things finally got back to normal and all went well for the remainder of the evening. According to an official of the company, there was a slight trouble with one of the switches, insignificant in character and not apt to happen often. There was no inconvenience to the public on this occasion but it resulted, nevertheless, in numerous calls to the light company and to The Tribune office to find out what the matter was. The street cars were bothered for a short time following the trouble with the lights but the cars, too, were soon going again.

CHARGE ALIENS GIVEN ALL JOBS

Legion Stirred by Report That Prejudice Is Shown Against Former Service Men.

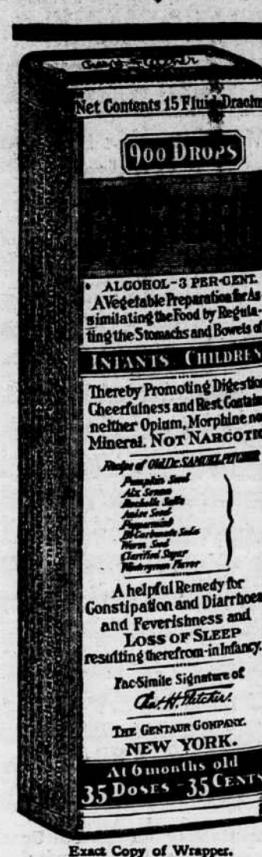
A report that some Great Falls employers were refusing work to returned soldiers and hiring aliens stirred the members of the American Legion at the regular meeting Monday night. The general employment question occupied the attention of the former service men in several matters before the meeting and it was alleged that private employment agents showed prejudice against the soldier.

Assertions that some business men were giving preference to foreigners and men who did not serve during the war brought vigorous protests from the legion members and helped to crystallize action in favor of maintaining an employment official. The Red Cross executive committee is planning to assist the legion in meeting the expenses of an employment agent, it was announced following the discussion. A number of service men are still seeking work the members reported.

An entertainment or special attraction will be staged at each meeting of the local post of the American Legion it was decided. Something of enough merit to bring out all the membership will be planned by the athletic committee.

A supply of buttons of the rapidly increasing membership was demanded from the state organization in a telegram ordered in a motion passed by the members. About 400 former service men have joined the local post to date. However, this post is behind the majority of state organizations in the percentage of discharged men in the community who have joined the legion. Plans to present the advantages of membership in the organization are being drawn up by committees of the legion.

J. P. Healey was appointed delegate to the national convention at Minneapolis from the local post. He will pay his own expenses and will have a vote only in the Montana caucus as the state representative, one of whom, R. K. West, is from Great Falls, will cast the Montana vote. Other business which came before the meeting included the completion of the plans for the monster Armistice Day ball to be given by the legion in the Masonic auditorium November 11 and the accepting of an invitation to attend the memorial exercises at the Palace theater Armistice Day.



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Government to Help Fight Stock Disease
Special to The Daily Tribune.
Helena, Oct. 27.—The federal bureau of animal industry will give Montana man for man for every one that the state uses in tuberculosis eradication among cattle, Dr. W. J. Butler, said today upon his return from a national meet of state livestock officials in Chicago.

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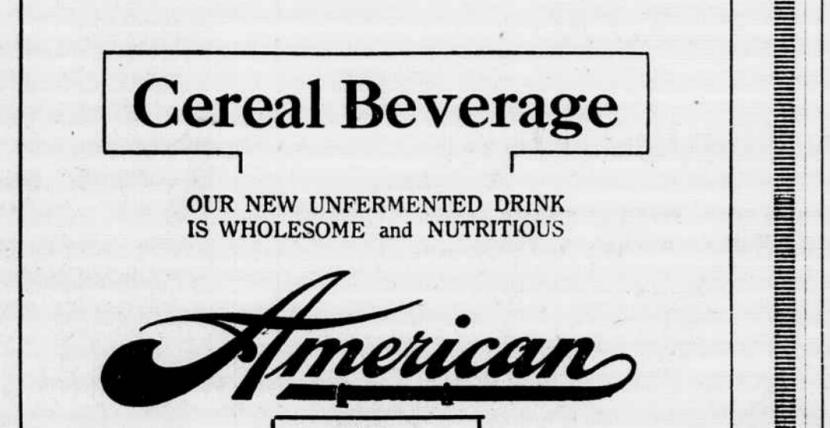
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