

BLACK HOODOO COVERS OVER FIRST COURT CASE

(From Wednesday's Daily.) County Attorney "Jack" Sullivan and his dependable deputy, R. B. Westervelt, were second best in a Sin Fein contest yesterday, the first of their official career, when their fellow sons of the sod, O'Sullivan and Morgan acquitted their client, Joe Durfee, on a charge of bootlegging.

The first case to confront the new county attorney fell rapid on the assumption of his official dignity. He took office formally Saturday. He took it again, more really but less formally Monday, and on Tuesday, faced an alien judge. He admits that the omens were bad. Judge A. C. Lockwood, and not Yavapai's own judge, sat in the case and had the distinction of administering the law in the new regime's first case.

Westervelt declares that the hoodoo on the office was caused by a typographical error in the morning paper which nicknamed him "Rufe" when it should have been "Rube."

Durfee is Freed The defense of Joe Durfee, charged jointly with Charles G. Bly with having operated a still at a ranch house on Ash Creek, a few miles beyond Dewey, was that Bly and not the defendant "herein" was the owner and operator thereof. Bly, who recently pleaded guilty to the charge, was brought down from the cell he is now occupying and testified in behalf of Durfee that it was all Bly's still and not Durfee's.

Durfee was arrested the night of the raid on the ranch during which Deputy Sheriff T. J. Marks was shot through the right forearm. Bly is accused of this act.

Witnesses for the state included Sheriff Warren G. Davis, who stated that in the automobile returning from the raid, Durfee had confessed to a half ownership in the still and the products. This Durfee denied on the stand in his own defense.

Marks, another witness for the state, described the raid and its liquid and painful results.

The jury was out but a short time, returning with a verdict of acquittal.

JUROR EXEMPTS MUST FILE BY JANUARY 20TH

(From Wednesday's Daily.) Exemptions from jury service will be granted as by law provided this year to those foresighted persons who, having legal claims to exemption, file affidavits in support thereof with the clerk of the board of supervisors prior to January 20, it was announced at the supervisors' office yesterday.

No matter how strong a man's occupational or other claim of exemption may be, his name goes in the jury lottery box after January 20 unless he has signed his affidavit, had it attested and posted with R. E. Donovan by that date.

Under the law, the following persons are automatically left off jury service:

- 1. All persons over 60 years of age.
2. All civil officers of the state and of the United States.
3. All ministers of the gospel engaged in the active discharge of their ministerial duties.
4. All physicians, dentists and attorneys engaged in active practice.
5. All editors of newspapers, school teachers, druggists, undertakers, telegraph operators, railroad station agents, conductors and engineers of railroad companies, express agents and express messengers, who may be actually engaged in their respective duties.
6. In cities and towns having a population of 1,500 inhabitants or more, according to the last preceding United States census, the active members of organized fire companies, not to exceed 60.

Last year, due to forewarning in the Journal-Miner, a great many persons, lawfully exempt from service, were able to straighten their records and prevent their names being taken from the great register.

APPRECIATION OF OUR SCENERY IS DULLED

(From Wednesday's Daily.) For scenic grandeur, marvelous colorings and changing vistas, I cannot conceive of any place in the world holding anything to equal that of the ride from Prescott to Jerome, over the short line road. To me, the view looking into the famed Verde valley, with the radiant hues of the red rocks in the background is the most wonderful scene possible.

"I have traveled in Europe and in America. I have listened to friends tell of the wonders of Switzerland and then gone to convince myself,

but there is nothing that I can recall in all my travels that equals this view on your new highway." If California had such a road, amid such scenery, the world would know it. Here in Arizona, you take everything for granted."

This is the opinion of Mrs. Kneipp who is the wife of Leon Kneipp, assistant forester of lands, department of the interior, Washington, D. C., and a woman who has had the advantage of travel in many foreign countries.

Dr. S. H. Melvin, who is sojourning in Prescott for a short time, coming here from famed Ganado, likewise expressed his sentiment along somewhat the same line as Mrs. Kneipp.

"You all take your wonderful scenery and climate too much as an every-day occurrence. They are the most wonderful things you have and why you fail to capitalize them is more than one can understand, when realizing what California and even the east have done, from a tourist standpoint, without having one scene or one day's sunshine to compare with that to be found in northern Arizona."

As guests of Mrs. Fen Hildreth, a party composed of Mrs. Inez McConnell, Mrs. Kneipp, Miss Sparks and Dr. Melvin visited Jerome and Clarkdale.

CATTLEMEN WILL FOREGATHER JANUARY 10TH

(From Wednesday's Daily.) The cattlemen's meeting will be held at the Yavapai county chamber of commerce at 7 p. m., January 10, 1921.

Between 15 and 25 cattlemen of Yavapai county were in Prescott Monday to attend the annual meeting of the Yavapai Cattle Growers' association, which wasn't held. The convention this year, contrary to precedent, is to be held on the 10th of the month instead of the 3rd, the first Monday in the year.

It is unknown how the mistake arose, for C. E. Gentry, secretary of the association, recently mailed out notices of the change in date to all members of the association, and the change was announced in the Journal-Miner of the following morning, in a lengthy article.

Speaking of the association and its progress, President Harry Knight said: "This year is particularly critical, and every member is urged to attend next Monday evening. We will need them all." The association has been organized about six years, and has accomplished a great deal for the cattle growers, affiliating them with the state and national associations.

JUDGE GETS HIS FUN OUT OF JOURNEYS

(From Wednesday's Daily.) Taking on the duties of other superior judges has become a means of vacationing to Judge A. C. Lockwood of Cochise county, who yesterday sat in the Yavapai court room in a case wherein Judge John J. Sweeney had been disqualified.

Following his hearing of the Ross case, which comes up today, Judge Lockwood will proceed to St. Johns to hold court there.

"I try to extract as much pleasure as possible from the visits I get to the various counties," Judge Lockwood said.

Lockwood, who is noted now if for no other ruling than that in a gambling case in Cochise, where he held that certain forms of playing did not seem in violation of the law, sat here last spring to hear the case, involving the liberty of Clarence Sage and Fred Woods of Jerome.

Judge Sweeney, who has had several judges here in the course of his term, has not had much time to try cases elsewhere though often besought to make outside trips. It is his desire now, however, to make one grand and glorious trip to Kingman where Judge Bollinger is so busy with the famous apex suit that the rest of the civil and criminal business has been sidetracked. One object in making the trip, according to Judge Sweeney is to view the marvelous and curiously adjoined exhibits whereby a pair of crews of earnest attorneys hope to win the court of the justice of their claims. The case, the judge said, is conducted as few other matters of controversy are conducted in a court of law. There is very little arguing on law. The law has been settled by a few important rulings. Most of the testimony is that of expert witnesses, many of the qualifications of whom are conceded without argument by the opposing side. It is then the custom for the witness to conduct the court on a sight-seeing expedition about the room where large maps and drawings are arrayed. These are explained to the court by the witness, who gives way to another witness, possibly with an opposite view. When the case is over, the judge who is the only individual to be convinced,

there being no jury, is guaranteed to know more about mining geology than all the attorneys and expert witnesses put together.

A number of local attorneys, it is said, have been attracted by the news of the display of technical data used in the Apex case, and have gone or are going to Kingman to view it. Though the case does not establish, it will refresh apex law in Arizona.

EXPECT BIGGEST LEGION CROWD AT MEET TONIGHT

(From Wednesday's Daily.) With an attendance in prospect that will exceed the record of all previous meetings of the legion held either in the city or at Whipple Barracks, tonight's session of the Ernest A. Love post of the American Legion, to be held in the Red Cross building at Whipple Barracks will evidence the support which the disabled veterans of the war will give to the efforts of the legion to secure accommodation and up-to-date treatment for all who received injury in the Red Cross, or the army, navy or marine branches of the service during the war.

The regular date for the meeting, the first Thursday of each month at the community house, will not be used this month. As earlier announced, plans are under way to meet twice a month in the city and twice a month at the hospital.

When the 1921 membership list is compiled, committees will be announced. One of the committees provided for will be an entertainment committee, which will include under its activities, boxing exhibitions and other popular forms of sport.

At the meeting tonight, ex-soldiers, regardless of membership, are welcomed to the meeting and to the privileges of the floor to "say their say." This will show what they expect the legion to undertake so that the work of 1921 will reflect the real wishes of the majority of the men who were in the service.

RESPONSES FOR EUROPEAN CHILD FUND COMING IN

(From Wednesday's Daily.) The response to the request for funds with which to feed the children of Europe, who are in danger of starvation and death by disease, unless America comes to the rescue until the next harvest, has been fair during the past few days.

From Seligman, Mrs. Ella Foley Pitts, who acted as chairman for that district, sent in a check for \$129.40, covering subscriptions from that energetic railroad town. Mrs. Pitts stated that an earnest effort was put forth to raise this amount and that it represents subscriptions given by practically every one in Seligman.

Mrs. E. L. Tomlinson assisted her husband, E. L. Tomlinson, in raising the sum of \$41.10 at Venezia. This sum was collected on New Year's eve at an entertainment following which a collection was made. Ralph Williams auctioned useful articles, with the result that \$41.10 was raised for the children in Europe.

H. W. Cole, chairman, at Waggoner, sent in a check for \$28, representing the amount collected there for the children.

George Kingdon, in charge at Clemenceau, and to date the largest subscriber to this fund in the county, stated that he would appoint some one to take charge of this drive at Clemenceau; that despite present conditions, he believed every one should help these starving children. Mr. Kingdon has recently returned from Europe, where he was enabled to learn first-hand regarding the suffering of these poor little unfortunates.

H. DeWitt Smith, chairman for Jerome, is lending his best efforts to collect a substantial amount in the Copper City.

Those in Prescott who have not subscribed should do so. The committee has made an earnest appeal to every one to subscribe something for these children. It is difficult for Americans to realize the terrible condition that exists in Europe and those who had the least to do with affairs, are suffering the most. No red-blooded man or woman can stand the thought that children are starving, while there is plenty in this glorious land of ours.

The total amount subscribed in Prescott to date is \$678. This includes the item of \$101.50 sent direct to headquarters by the North Marina Methodist church; also one subscription of \$100 sent direct to New York.

To date \$684.75 has been subscribed in the county and of this amount one-half was given by one individual. Those who are in a position to do so, should make their contributions without delay.

Questions have been asked regarding this drive, as to the percentage of the money that actually reaches

the children. All of the workers are volunteers; no funds are paid for salaries; the chairman paying for their own stationery and giving freely of their time, as well as their own subscription. Herbert Hoover has said that this money directly reaches the children with no overhead. Contributions should be made to the European relief council and mailed or sent to Mrs. Wm. Greenwood or Miss Sparkes. Official receipts will be mailed covering the exact item of the contribution.

Ray C. Lamb, chairman of the relief committee in Clarkdale, late yesterday forwarded to relief headquarters in Prescott \$300, the contribution of the Clarkdale chapter of the American Red Cross. This brings the total for the county up to \$984.75.

REDUCE GRAZING PERMITS ON FORESTS

(From Thursday's Daily.) Considerable reductions in the number of stock permitted to graze on the Prescott forest will be the effect of a communication received here yesterday from the department of agriculture by Prescott Forest Supervisor H. B. Wales.

According to this communication, permits for only 61,175 head of cattle and horses will be allowed to graze on the Prescott forest of 1921, a decrease of 8,225 head in the authorization of last year. Authorization for other stock includes 69,000 head of sheep and goats and 450 head of swine.

The reduction in grazing permits for this year is due to the fact that during the war the number of stock authorized to graze the forest ranges was increased, because of emergency, to its greatest possible limit, resulting in overstocking the range. The cut was instituted to bring the stock on the range back to normal.

In order to get their stock on the range, stockmen should have their grazing applications filed on time, Supervisor Wales stated yesterday. Applications should be filed not later than January 15, those received after this date not being considered. Contrary to previous custom, applications this year will be filed with the rangers in charge of the various districts, instead of at the supervisor's office. For the convenience of the public in submitting applications, rangers will be at designated places within or near their districts, and are now posting notices specifying their whereabouts on certain dates.

It is practically certain that the full cut of 8,225 will be made, the forest service striving now to stock the ranges in such a way that there will always be a little feed left, rather than overstocking and forcing stockmen to supplemental feeding.

A reduction in the number of sheep and goats on the forest ranges has already been made through the revoking of permits to aliens, Supervisor Wales said yesterday. The matter was taken up at the convention of cattle and sheep men at Flagstaff last July, when it was decided to reduce alien permits, even to the extent of removing them entirely from the forest, rather than reduce citizen permits.

CLIMATE DRAWS FAMILIES TO PRESCOTT FROM EAST

(From Thursday's Daily.) Through the efforts of the American Legion and other bodies such as the chamber of commerce, to induce ex-servicemen in search of health to make their home in Prescott, many eastern families are on their way to this city, it was learned here yesterday. Because of word sent them by other ex-servicemen, praising the climate of Yavapai county, these families have been attracted to this region. One Vermont family, not that of an ex-serviceman, has been caused to move to Prescott through a letter of an ex-serviceman now here.

Verification of the coming of other families was brought here by Keith Hovey, of Detroit, Mich., who hearing of the U. S. public health service hospital at Whipple Barracks through publicity given the Whipple enlargement project by the press, arrived here recently to make his home.

In pursuance of its policy of working for the ex-serviceman and especially for the disabled veteran, officers of the local post of the American Legion, when called on by Hovey, set about to procure permanent quarters for him and his family. Though he beat them to it, the Legion officials are locating quarters for other families on the way.

VERDE CROP ONLY 40 PER CENT NORMAL

(From Thursday's Daily.) Verde valley's contribution to the recent crop totals for the state of Arizona were 40 per cent below its normal, according to F. L. France, storekeeper and rancher of Aultman, who was in the city yesterday on business.

Short production and crop damage, alleged to have been done by smelter smoke was the cause, Mr. France believes. "I have marketed a good deal of the produce of the valley for the farmers," the visitor said, "and I am pretty well equipped to estimate the amount of it. Damage to the crops this year was less than in previous years because there was less crop to grow. Burning of the leaves of growing plants and suspension of seeding as in the case of grown corn are effects. The trouble is not only with the ranchers, but also with the range. A forest service official tells me that there is something abnormal about all the growth on the near side of the range."

Mr. France said that the farmers' association of the Verde valley had made overtures for negotiations with the smelting concerns. One of its offers was to introduce a farm expert and to farm under his direction. If they got a short crop then, they proposed that the two great smelting companies submit offers for damages and if the crops turned out well, they, the farmers, would accept the case on the basis that short crops had heretofore been caused by their own ignorance of the best methods of tillage.

The United Verde, France said, had through its owner, Senator W. A. Clark, made a tentative proposition to bear half the damage if thus proven, but the other copper company, the United Verde Extension, had argued that it should be required to pay only one-third.

The companies are attempting to adjudicate the alleged crop damage in a number of ways. A good deal has been paid out in smoke easements and Senator Clark is said to have bought up entire a number of ranches around Clarkdale where his smelter is located.

In spite of this fact, however, a number of the cases have resulted in litigation which is said to be pending now in the superior court.

WHO OWES WHAT IN THE HARRIS FUND CASE

(From Thursday's Daily.) PHOENIX, Jan. 5.—Whether Former Adjutant General Charles W. Harris owes the state \$5,000 or more, as claimed by Governor Campbell, or whether the state owes Harris \$2,000 or more, will be settled by the courts.

A local bank is holding funds against which Harris holds a certificate of deposit for \$5,000. It is now preparing a bill in interpleader which will be filed in the superior court shortly, in order to ascertain to whom the money should be turned over.

ASSESSORS END TWO DAY MEETING AT PHOENIX

(From Thursday's Daily.) PHOENIX, Jan. 5.—The election of officers and the appointment of a legislative committee completed the duties of the county assessors of the state, in a two days' meeting which has been held here in conference with the state tax commission. Victor Wager, of Santa Cruz county, was elected president; C. E. Gentry, of Yavapai county, was re-elected secretary, and Thad Moore, of Pinal county, was made assistant secretary.

A legislative committee was named to present several important suggestions for changes in the state law. The committee is composed of Gentry, R. J. Coleman, of Greenlee county, and W. O. Ruggles, of Mohave county.

In the opinion of the assessors the state automobile law should be changed to provide for the issuing of automobile licenses by the county assessors. Under the present system the applicant for license must first visit the assessor's office and there secure a certificate showing that he has paid personal property tax on his motor vehicle. He then takes this to the office of the secretary of state and secures his license number plates and license. The committee was instructed to draft a law which will remedy the situation, and the same will be presented at the coming session of the legislature.

Those attending the meeting and the conferences with the state tax commission were A. E. Thurber of Apache, George Henshaw of Cochise and his deputy, Jos. McDonald, Wm. Beeson of Coconino, W. G. Duncan of Gila, J. M. Alfred of Graham, R. J. Coleman of Greenlee, Harry Pierce of Maricopa, W. O. Ruggles of Mohave, W. E. Shumway of Navajo, V. S. Griffith of Pima, Thad Moore of Pinal, Victor J. Wager of Santa Cruz, C. E. Gentry of Yavapai and Harry Coleman, deputy of Yuma.

In accordance with a custom established by the tax commission the assessors meet with the commission twice a year to discuss uniform valuations and policies. The next conference will be held in July at Nogales.

N. D. ROSS PLEADS GUILTY TO BOOTLEGGING CHARGE

(From Thursday's Daily.) N. D. Ross, charged with bootlegging in connection with his son, Will Ross, who was recently convicted on the charge, yesterday laid a plea of guilty before Judge Lockwood in superior court and at 10 o'clock this morning will hear his sentence.

Judge Lockwood was brought to Prescott to try the Ross case in which the defense pleaded the bias and prejudice of Judge Sweeney as disqualifying him.

The Ross case originated in the wild country beyond Jerome. Ross, father and son, were ranching there when arrested on charges of distilling and distributing white mule.

OIL SEARCH FOR VERDE VALLEY IS SANCTIONED

(From Thursday's Daily.) PHOENIX, Jan. 5.—The search for oil in Arizona continues. The latest attempts to discover petroleum are being made in the vicinity of Cottonwood, Yavapai county, where the Surety Oil company, of which W. J. Helner of Cottonwood is president, holds a lease on 500 acres of ground from C. D. Willard.

Yesterday the corporation commission issued a permit, allowing the company to sell 200,000 shares of stock at 25 cents per share. The proceeds from this sale will be applied to development work.

SAMES PLEASES LOCKWOOD AS COLLEAGUE

(From Thursday's Daily.) "I have not talked over with Judge Sames the division of the work of the Cochise superior court," Judge Lockwood of that bench said here yesterday on learning through a Journal-Miner dispatch that Albert M. Sames had been named by Governor Campbell as the second Cochise judge. "But I can say that I am greatly pleased with Judge Sames' appointment. I consider him an excellent man. His appointment is pleasing to everyone."

Cochise county is the second in Arizona to secure an additional judge. In Maricopa, where the two judges have been operating since 1917, Judge Stanford handles all juvenile and criminal cases and Judge Lyman all probate and divides the civil cases with his colleague. Some such arrangement will be made in Cochise, Judge Lockwood said.

That Cochise county would be compelled to expell one or possibly two or three of the county officers from the court house and rent them quarters in the town of Tombstone, is Judge Lockwood's belief. The richest county in Arizona has for 15 years been in a deadlock over the possession of the county seat and has been the least equipped considering its size, to handle its law business. Bisbee and Douglas agree perfectly in their opposition to spending any money in Tombstone for a new court house, but they are hopelessly divided on where the county seat should be. One town thinks it should be at Douglas; the other firmly believes in Bisbee. Which thinks and which believes, the reader can guess for himself.

"If we could anchor the county seat somewhere for 50 years," Judge Lockwood said, "we could easily pass a bond issue for \$500,000 for a new court house. The county is on a cash basis. It has no outstanding debts save a small road bond issue."

Surveys Our Situation The judge had read a report of Clerk J. C. Woods on the amount of business filed in the local court and stated that Yavapai county has about three-quarters as much business as Cochise.

"The last two years Yavapai county has had the largest proportion of important cases."

Some believe that more important law-filing litigation is handled in this county than in any other in the state.

Judge Lockwood will be here at the disposal of Judge Sweeney until Friday night when he leaves to try some cases at St. Johns.

PIONEER'S DEATH IS A LOSS TO PRESCOTT

(From Thursday's Daily.) Prescott and Yavapai county lost one of their oldest and most respected pioneer citizens with the death at the age of 74 years, at 6:45 yesterday morning, of Mrs. Kate Adams, at her home, 103 South Mt. Vernon street, following an illness of about three weeks.

The first intimation of the seriousness of Mrs. Adams' condition was received when her daughter, Miss Alice Adams, was called to Prescott a short time ago from Mesa by the news of her mother's serious illness.

Mrs. Adams was born at Plattburgh, N. Y., September 23, 1846, coming to Prescott in June, 1880, where she taught school until her marriage a year later to Amos Adams, who will be remembered by pioneers of the city as one of its prominent businessmen up to the time of his death over 20 years ago.

The death of this well-loved woman, who passed a long, happy and useful life among her friends and family in this city, is felt to be a keen loss by all who knew her. During her lifetime she was actively associated with many beneficent enterprises in Prescott.

Mrs. Adams leaves three children, Mrs. George Colton, of Grand Canyon, Miss Alice Adams, who until this year was principal of Prescott High school and who is now teaching in Mesa, and Henry Adams, employed at the Inspiration mine. Two other children, Arthur Adams, who died at 13 years and a daughter who died in infancy, were lost to her.

Amos Adams, before his death, was engaged in the lumber business in Prescott, being a partner in the firm of Clark & Adams, whose old sawmill out on the Groom Creek road, still stands as one of the landmarks of this vicinity.

Funeral services, under the direction of Lester Ruffner, will be held at the family residence at 3 o'clock this afternoon.

MUNRO IS NEW ASSISTANT TO H. B. WALES

(From Thursday's Daily.) Arriving here late Tuesday night, Robert Munro, national forest examiner, formerly of the Daitl forest, at Magdalena, N. M., yesterday took up his new duties as assistant to the supervisor of the Prescott national forest, succeeding J. C. McNelly, who has taken the position of ranger in charge of the Prescott district of the Prescott forest, vacated last week by M. L. Nichols when he left to assume a similar position in the Flagstaff district of the Coconino forest. Munro made the trip to Prescott by motorcycle, his family to follow this spring.

"Mr. Munro is peculiarly qualified for the position," Supervisor Wales said yesterday, "due to his long experience in cow-punching and ranching in New Mexico, since a large part of the work here has to do with land classification and grazing."

Munro first entered the forest service as a guard, in 1909, and rapidly passed through the various stages of ranger and deputy supervisor to his present title of national forest examiner. Those who have known him in his various capacities have a high opinion of his abilities. Munro was formerly associated in the service with Supervisor Wales, who secured him for this position through division headquarters at Albuquerque.

DEMOCRATS ASK FOR FIVE DAYS 1921 PAY (From Thursday's Daily.) PHOENIX, Jan. 5.—When does the term of an out-going state official expire? This question may come up soon for the state auditor to decide, for it is understood that it is planned by Mit Simms, Harry Ross and other democratic former office holders to put in a claim for five days' salary in 1921.

These officials entered upon their duties January 6, 1919, and are entitled to two full years' pay, they claim. The new officials entered upon their duties January 3, 1921, and undoubtedly would be entitled to pay for the first three days of service. Hence the question arises should pay be allowed for both sets of officials, or in other words when does the old term expire and when does the new one begin?

WHITHAM NEW FOREMAN THE AT SANTA FE SHOPS (From Friday's Daily.) Arriving in Prescott yesterday morning, Harry Whitham, until his coming here general foreman of the Santa Fe shops at Winslow for a number of years, will fill a similar position at the Santa Fe shops here, it was announced yesterday at the local offices.

Whitham is a veteran railroad man, having begun his service with the Northern Pacific, later passing to the Southern Pacific, and finally entering the employ of the Santa Fe, with whom he has been for a number of years. He was with the Albuquerque division of this road for eight years. He began his new duties here yesterday. His family will come to Prescott immediately he can find proper accommodations for them, it was stated.

The position of general foreman at the local shops has been vacant for several months, following the advancement of Charles Raitt, who formerly held the place, to that of master mechanic.