

SUDDEN DEATH OF ATTORNEY AFTER PLEADING CASE

Huger Wilkinson, Goldfield, Overcome on Street Returning to Hotel

Food Inspector for Tonopah To Be Stationed Here Soon To Watch All Commodities

Tonopah is growing so rapidly that the department of weights and measures which is charged with the administration of the pure food law, is considering the expediency of stationing a regular agent here to enforce the law in southern Nevada. At present the burden falls on the headquarters at Reno, but the work has grown so arduous that it is deemed wiser to have an agent stationed here.

Silas E. Ross, deputy commissioner, chief inspector and chemist of the bureau of weights and measures returned here yesterday for the purpose of being present at the hearing of several cases against manufacturers of butter. The complaints were heard by Judge Dunsenath, who decided he would write a letter to two of the manufacturers, telling them they must comply with the law in the future and that if they would make good the shortage to Tonopah retailers with the understanding that the butter was to be sold by them by weight and not by roll, the butter would be released. If not it would be condemned.

Promises to Do Better.
Mr. LaBard of the Bishop creamery appeared before the commissioner and stated that he had just acquired the plant and was ignorant of the law but would in the future adhere to it. He made good the shortage and the retailers will sell the butter by weight and not measure.

The section which applies to the sale of butter is as follows, and the retailer is as much responsible for the goods they handle as is the manufacturer, and in the future it is the intention of the commission to so hold him from now on:

"Sec. 13. Butter in a standard package or container, sold or offered for sale in this state, shall weigh one pound and a standard package container of butter need have no statement of the net weight of its contents thereon. Whenever butter is sold or offered for sale in a package or container, the net weight of which is more or less than one pound, such package or container shall be labeled in plain intelligible English words and figures with the correct net weight of its contents, together with the name of the manufacturer and jobber."

The department is paying particular attention to lard as the practice of labeling lard as 3, 5 and 10 pound when in reality the consumer only obtains 2 lbs., 5 oz., 4 lbs., and 8 lbs. is very common.

The ruling in regard to correct labeling as to net weight was to go into effect Jan. 1, 1913, but on account of the number of the dealers who had a large quantity of lard on hand the commission allowed until May 1, 1913, for complying with this law.

Now those who have lard on hand will have to use labels giving the correct weight unless the cans which they handle are marked correctly.

Restaurant Inspection.
The last legislature passed a law which provided for the sanitary inspection of restaurants by the commission. This inspection will include not only the food stuffs served but the manner of serving and the sanitary conditions in general. This is in the nature of a missionary trip along these lines. Mr. Ross is offering suggestions and on his next trip expects to find them carried out. If conditions still remain unsanitary the inspector has the power to close the restaurant until it is put into a sanitary condition.

The commission also has to inspect the drug stores of the state and see that the druggists are licensed by the state board of pharmacists, that each is registered, that their certificates are registered and that they have renewal cards and each one has registered these certificates and cards with the county clerk.

That a record of all poisons including antiseptic tablets, etc., is kept by each druggist.

Short Weight Butter.
This morning in the justice court

Mr. Ross appeared in a case against the Desert Produce company wherein they are accused of having delivered a consignment of butter to Aekerman which was charged as 30 pounds, but was over two pounds short. The same procedure is likely in this case as in the others heard yesterday.

Selling French Peas.
This afternoon the cases of five merchants are to be heard, for selling French peas which had been colored with copper sulphate. The department at Washington ruled last year that copper sulphate is a poison and made its use unlawful.

EARNINGS OF NEVADA RAILROADS

Final net earnings of some of the smaller Nevada railroads appear in the report of the interstate commerce commission for June, 1913, compared with June, 1912, as follows:

	1913	1912
Nev.-Cal.-Oregon	\$ 11,965	\$ 18,225
Nev. Co. Narrow Gauge	3,133	*4,736
Nevada Northern	63,213	68,868
Tonopah & Tidewater	16,658	*374
Bullfrog-Goldfield	*235	*627
Tonopah & Goldfield	28,002	34,114
Salt Lake Route	312,677	342,185
Virginia & Truckee	5,320	5

*Deficit.

UNION BANDSMEN WILL NOT PLAY AT CARSON CITY

CAPITAL CITY MUSICIANS ARE IN A MUDDLE OVER LABOR DAY.

Difficulties which have arisen over the hiring of a band of music for the Carson City Labor day celebration may reach an acute stage before the end of the week, according to Manager Murray of the Reno concert band, a union organization.

According to Murray, Carson City is proposing to hire a non-union band for its celebration on the day which

The goods will be condemned, but as it is probable that the merchants are ignorant of the law, the inspector will confiscate the goods, giving the merchants a receipt therefor, and these receipts can be used by the merchants in obtaining reimbursement from the manufacturers.

Mr. Ross has been very busy since arriving in Tonopah. He has collected samples of ice cream and milk being sold to the people here which will be analyzed and reported on.

His samples here include all food staples sold which are of unfamiliar brands and these will be analyzed and reported.

INDISCREET BUT NOT IMMORAL IS THE VERDICT

LONG BEACH PASTOR ACQUITTED OF CHARGES OF LEWD CONDUCT.

(By Associated Press.)
LONG BEACH, Aug. 29.—O. H. L. Mason, pastor of the First Presbyterian church was acquitted today of charges of indiscretion with women of his congregation. The report of the committee of eleven investigators announced he will continue his present pastorate.

When the verdict was announced the pastor sang "Praise God from Whom All Blessings Flow."

TIED THE NUPPTIAL KNOT AT HOME OF A FRIEND

Rev. J. M. SWANDER of the Presbyterian church last night united in marriage Henry B. Leach of Mason City and Miss Esther I. Knight at the home of Chris Johnson. A wedding luncheon was served and the bridal couple left this morning for their honeymoon. They will make their home at Thompson, the smelter town, where Mr. Leach is employed.

VIOLATION OF CONTRACT ALLEGED IN SUIT

The Charles Wilkes company has filed suit against the Tonopah Water company for violation of agreement by which the plaintiff agreed to deliver water to others than the plaintiff to be retailed to customers.

TEMPERATURE REPORT.

Highest temperature yesterday, 80; a year ago, 72.
Lowest temperature last night, 61; a year ago, 51.

Ore Blocked Out In Halifax Promises a Large Production

The prediction of Senator Kearns that the Tonopah Halifax mine will become the greatest mine in this district does not seem extravagant in view of the appearance of the mine underground. Yesterday afternoon a reporter of the Bonanza went through the property which has attained such sudden prominence in the last few weeks.

On the 1000 foot level a drift was run from the shaft east of south for a distance of about 350 feet on a system of stringers which showed values from \$8 to \$80. At about 350 feet from the shaft the drift cut through the hanging will of the large vein now cross cut. The hanging wall at this point was an altered trachyte and a late gouge of from 6 to 12 inches in thickness lay along the wall, indicating the formation to be loose and favorable for the development of an ore body. The drift was extended through the vein to catch the foot wall and determine the width. The foot wall was encountered after running through 72 feet of a vein and where the vein was struck it shows an average value across the whole 42 feet of \$16. per ton.

The vein as it lies is running nearly due west and west and the Halifax company can figure on 7000 feet along it, should it continue its present strike. One block of ore which has been developed by the hanging wall drift, the foot wall

drift, the west raise, the east raise and the east drift is 42 feet wide 90 feet in length and 60 feet in thickness. This block will average \$16 per ton or better and will yield a gross value of approximately \$160,000, while at the rate that the work is being pushed every day adds to the value of this block alone, approximately \$15,000.

The east cross cut, the west cross cut and the south raise and the main drift open up and develop another block of ore 178 feet long by 42 feet wide and 60 feet in height, which although not quite as high grade is good milling ore, as is shown by the fact that the ore removed in doing this development work has all been sent to the mill.

This block would contain approximately 19,070 tons with a gross value of over \$200,000, and here as before the value of the block is being increased very materially every day.

There are no levels between the 1000 and the 1400, but work is being pushed on the 1400 with a view to getting the big ledge there. That the vein will be struck on the 1400 seems to be a sure thing, it being so large and well defined at the 1000, and the late gouge on each wall being a very good indication of permanency in a fissure vein, as it shows looseness of foundation which would make for permanency.

On Wednesday assays made from picked samples of one foot along the

To Name School For J. F. Anderson

A movement has been started to have the school trustees name the new Tonopah high school the "John F. Anderson School" and a petition unanimously signed has been placed in circulation. Citizens who are interesting themselves in the suggestion have taken the matter up with Governor Odde with the idea of having him lead his efforts to the cause of thus recognizing the first president of the Tonopah Mining company on the map.

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FORCED TO APPEAL TO COURT FOR CONSIDERATION AFTER ATTACK THAT DELAYED ATTENDANCE

Col. Huger Wilkinson of Goldfield, attorney at law and one of the oldest practitioners in southern Nevada, dropped dead at midnight at the Mizpah hotel. Heart disease is supposed to have been the immediate cause. No inquest was held. He was born in Virginia and was 62 years of age. In his early youth he became enamored of the west and became a cowboy in Colorado.

Col. Wilkinson had been engaged all day in the district court in trying the case of Sam. C. Knott vs. M. I. Thompson, about some mining machinery on claims which Thompson relocated and in which Wilkinson appeared for Thompson, and at frequent intervals he complained of an oppressive feeling around his heart. Nothing was thought of the matter as the decedent had never entertained any thought of heart affection.

The case was called during the afternoon and after the hearing had progressed for some time, the colonel asked the court for further time that he might look up some authorities. On this application the hearing was continued to 7:30 in the evening.

Court convened promptly and Attorney Wilkinson did not appear for five minutes. When he entered he offered a most profuse apology in his most courtly manner, explaining that he had been troubled with indigestion and that he did not feel entirely well even then. The court gave him further time and in five minutes more Attorney Wilkinson expressed his readiness to proceed. He spoke with all his old time unctious and force for an hour and a half or two hours and then complained again that he was not feeling well. His argument was couched in good language and his points were all well taken, failing to show any distress, but at the conclusion he left court without further delay.

The attorney must have suffered keenly for he succumbed to the strain within a few minutes after leaving the court house. Attaches of the court and several lawyers who remained to dispatch some minor business followed the colonel in the course of ten minutes. As they walked up the street toward town they observed the body of Col. Wilkinson prostrate in front of the Foulkenstein house, above the Comstock. He was breathing, but not conscious. A taxicab was summoned and the sufferer hurried to the Mizpah hotel where Drs. McDonnell and McLeod had been urged to meet him.

The patient was taken into the bar and stretched out on a settee but he was beyond human relief for he passed away before medical aid could be administered. The body was taken in charge by Tonopah lodge of Elks as deceased was a member of Goldfield lodge and taken to the morgue to await advices from the family.

At noon word was received from Goldfield that the address of the widow had been found and that she would be communicated with at Santa Cruz.

Col. Wilkinson was one of the leading mining lawyers of the state. He had been on the frontier with the army from the early days of Deadwood and came into southern Nevada with the rush of 1903. He was associated with Judge Vermilyea and Walter Shelton and their office was the scene of the largest transactions in mines known to the early days of Goldfield. As counsel for the Tonopah & Goldfield railroad, Col. Wilkinson had charge of the arrangements and contracts by which the headquarters of the railroad were moved from Tonopah to Goldfield. The citizens of Goldfield paid the railroad company a handsome bonus to take their shops and terminals

to that town and the transfer was complicated by the conflict of titles between the townsite company and the later townsite location under the federal laws. The differences at one time threatened to give rise to extensive litigation but the negotiations of Col. Wilkinson resulted in the company procuring clear title to all the land wanted for right of way and shops.

The deceased gained his title from his former connection with the regular army when he was stationed at Fort Robinson, Nebraska, one of the small four company posts that dotted the frontier at that time. In the opening of Cripple Creek Col. Wilkinson was active and for many years conducted an office in that camp.

Col. Wilkinson was as gallant a gentleman of the old southern school as one would meet outside the covers of a novel but he escaped the shafts of Cupid until three years ago when he was smitten in the most romantic way by the charms of a sister of Will Flowers of Tule Canyon, whom the colonel was defending for slaying his father, Mrs. Wilkinson was a lady of charming personality and a great musician. She met the colonel in the course of the trial and the attachment developed into love that resulted in speedy marriage. Mrs. Wilkinson has a daughter by her first marriage.

CAMINETTI INTRODUCED TO FATHER OF MARSHA UNDER A FALSE NAME

(By Associated Press.)
SAN FRANCISCO, Aug. 29.—A surprise in the Caminetti trial today was the placing on the stand of Thomas H. Warrington, father of Marsha, whose narrative was interrupted to permit him to return to business.

He testified that Caminetti, known as Mr. Whitman, called at the Warrington home after Marsha because Diggs was too well known. He believed Whitman was an honorable suitor for Marsha's hand.

When cross examined he deposed he knew Marsha went automobile at nights with Monte Austin, a saloonkeeper, or other men, or that she was with men when she staid away nights supposedly visiting relatives.

M. J. Sullivan, probation officer of Sacramento county testified that no complaints were made to him about Marsha or Lola, but a week before the Reno elopements complaints against Diggs and Caminetti, involving two other girls, whose names were withheld by order of Judge Van Fleet, one of whom now is in a Catholic home here.

Marsha was in good spirits and smiled when court prevented the names of other girls from being mentioned.

DEMOCRAT BOLTS PARTY CAUCUS ON INCOME TAX

HITCHCOCK OF NEBRASKA REFUSES TO STAND HITCHED IN THE HOUSE.

(By Associated Press.)
WASHINGTON, Aug. 29.—Denunciation of the democratic caucus as a "political machine" by Senator Hitchcock, one of the democrats who refused to be bound by the caucus to some features of the tariff bill marked the reopening today of the fight on the income tax.

Senator Hitchcock said caucus rule "kills the very spirit of legislation." Insurgent democrats demand a change to increase the tax on large fortunes and insist they will be able to force their demands.

PRIZE WINNERS AT THE NOVELTY DANCE

The Novelty ball's big success at Miners Exchange hall last evening was due to the ideal evening for dancing and superb music. The beautiful prizes were awarded to Miss Alice Johnson, first prize; Mrs. Denny O'Connell, third prize. Mrs. Frank Metz and Mrs. Wadsworth both held corresponding numbers so an additional second prize was presented by the club. The Novelty club's next social will be Thursday, Sept. 4.

BAR ASSOCIATION.

A meeting of the Nye County Bar association is called to meet tonight at 7:30 p. m. at the office of McIntosh & Keeler. Business of importance will be considered and all members are urged to be present.
P. E. KEELER, Secretary.

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WILSON'S LETTER MAY ELECT HUERTA TO OFFICE

YANKEE ANIMOSITY WILL HELP ASSASSIN TO REMAIN ON JOB.

(By Associated Press.)
EAGLE PASS, Aug. 29.—General dissatisfaction with the president's message was expressed today in a statement from General Jesus Carranza, acting head of the constitutionalists at the provisional capital of Piedras Negras. He predicted that war will continue because Huerta is unable to comply with American suggestions and Huerta's adherents will have to be driven from Mexico before peace is restored. He said the principal point of the message was the refusal to recognize Huerta, and preventing the raising of money to carry on the administration and expressed the conviction that the constitutionalists will win.

MEXICO CITY, Aug. 29.—The opinion of the leading Spanish papers here is that President Wilson's attitude toward Huerta has greatly increased his chances of becoming next president of Mexico. El Pais says, "Should Huerta be proposed he could find no better argument in his favor than the odium of the Yankee president."

JUDGMENT ENTERED.

Judge Averill caused judgment to be entered in the district court for \$5000 in favor of Ada Smith against M. S. Johnson. Judge Forman appeared for the plaintiff.