

Carson City Daily Appeal

VOLUME 59

CARSON CITY, NEVADA, WEDNESDAY, MAY 3, 1922

NUMBER 100

ORDER NINETY DAYS MORE FOR PICKFORD CASE CONSIDERATION

As a result of a resubmission of the Pickford divorce case to the state supreme court today that court will have an additional ninety days in which to consider the divorce case. An order of resubmission was made by the court and stipulation for the postponement was entered into between Attorney P. A. McCarran for the actress and Deputy Attorney-General Robert Richards for the state.

The state law provides that cases must be decided by the supreme court within ninety days after submission, but an extension of that time is often necessary and the case is resubmitted, which permits an additional ninety days.

Record on appeal from the decision of Judge F. P. Langan in the Douglas county district court in quashing summons after Attorney-General L. B. Fowler had sought to re-open the divorce proceedings was filed in the higher court on September 26 of last year. On October 3 a motion to dismiss was filed and the opening brief of Fowler was presented on October 29.

The attorneys for Miss Pickford filed their brief on November 28 and the closing brief of Fowler followed on January 3. McCarran and Gavin McNab argued the case for the respondent and Fowler and Richards appeared for the state on January 30.

NO INTIMATION OF "MUST" TRUSTEE HURLEY SAYS

Carson City, May 3, 1922. Editor, Appeal:—The News is in error when it intimates that Mr. Murphy was told that he "must" sign this petition as the representative of the largest taxpayer in the city. There was no intimation of "must" in my request to taxpayers to attach their names to the petition. The word was used to scare some of the signers, in order to withdraw their names after having signed, lest it would injure their business.

The proposal to exempt property owners of the north end was bait thrown out by A. B. Gray in order to get "toots" to help his scheme. He would promise the north end, south end, or any other end or part that would help his purpose. He seems to belong to that class of men who "never refuse a promise, or keep one."

No matter what quibbles the News, or its client may resort to, the one irrefutable property owner or taxpayer in the city acknowledges the justice of bearing its part of the burden without "passing around the hat." There is another fair-minded property owner up there, E. J. Walsh, who expresses his willingness to shoulder his burden for a block. Who is next, before we pass a "draft law" or paving ordinance?

In the south end, Herman Springmeyer is anxious to have that part of Main street paved and will pay for a block.

Hurry up, gentlemen, don't miss the golden opportunity. The Dunn bill, decreasing federal aid, has been passed by a large majority in the house. I warned the city council against the danger of delay, but was informed that the present federal program would continue for five years.

D. HURLEY.

RETURN FROM HEARING

Chairman J. F. Shaughnessy of the public service commission and Attorney-General L. B. Fowler returned this morning from Metropolis, where they attended a railroad abandonment hearing before the interstate commerce commission.

PETITIONS DENIED

On the grounds that no public necessity exists, the Nevada public service commission has denied applications of C. M. West and the Lincoln County Auto Repair Shop to carry on auto service in Pioche.

Taxi Service Phone 467

Open Day and Night. Taxi Service at All Hours. Agents for Goodrich Tires. Expert Repairing. All Work Guaranteed. Used Cars Bought, Sold and Exchanged.

GASOLINE, OILS AND AUTO SUPPLIES

TAXI GARAGE

One Block South of Capitol
WM. M'LUCKON and LESLIE HESSE
Proprietors

REPORT McCORMICK ENGLAND MAY SIGN ENGAGEMENT BROKEN RUSSIAN PACT

NEW YORK, May 3.—(Special to the Appeal.)—The engagement of Mathilde McCormick, granddaughter of John D. Rockefeller, and Max Oser, Swiss riding master, which has for some time past been the source of much sensational musing in society circles, is reported today as being broken.

GENERAL FU REPORTED KILLED IN ACTION

PEKING, May 3.—(Special to the Appeal.)—It was reported here today that General Fu, leader of the Central Chinese forces engaged in the civil struggle, has been killed in action.

GEORGE COWING SHOOT DR. CAVELL IN FEUD

With Dr. W. H. Cavell and George Cowing in deadly combat while several spectators stood by without offering assistance to either of the fighters, an episode in the story being filmed by C. A. Ambrose to depict life in the west was "shot" here this morning.

West from the pioneer days to the present. In addition to the shooting of the picture there was another shooting affair in which Dr. Cavell's career as a bartender of the early-day saloon ended in the rear of the Eagles' building when the doctor was shot down in cold blood by George Cowing, who a few minutes before had been assaulted by Cavell.

The episode followed the line of a murder which was committed in this city in the early days. Mrs. Frank Warren played the part of the girl over whom Dr. Cavell, as a bartender, and Cowing as a gambler, ended their feud in the murder of the former.

W. N. Evans and others assisted in the making of the film.

CONTRACT ALLOWED FOR HUMBOLDT ROAD

A contract covering the work on the highway from five miles west of Valmy, in Humboldt county, to the Eureka county line was awarded by the state highway department today to Kroft and Bundy of Ogden, Utah. Five bidders sought the contract. The price for the work is set at \$45,717 by the winning firm.

EIGHTH GRADE QUESTION ARE BEING PRINTED

Questions for the eighth grade examinations to be held throughout the state this month are now in the hands of State Printer Joe Farnsworth and will be mailed by Superintendent of Public Instruction W. J. Hunting as soon as they have been printed.

The preliminary examinations were held last month and the finals will be held on May 23.

RECALLS INCIDENTS OF HIRED DEFENDERS

Editor, Appeal:—When an attorney is admitted to practice law, he is sworn to obey all orders of the court, among other things. If ordered to defend any one he must do it, pay or no pay. I have defended hundreds, accused of selling whiskey to Indians, principally, and if I remember right, I helped to convict them all except two. I desire to relate a few experiences:

The first I acquitted, or rather he acquitted himself, was a young man who looked as much like an anarchist as Trotsky. When first asked if he wanted a lawyer he said no. He changed his mind, and I was appointed to Judge Farrington. I interviewed him a few minutes before impaneling the jury, and he told me plainly that he had watched the Indian that morning, and also saw him following him when he threw away a flask of whiskey on the side near a pole in an alley in Reno. Upon the stand, a few minutes later, he utterly denied ever seeing the Indian at all in all his born days. I was dumfounded, but kept sufficient presence of mind to keep my mouth shut. It acquitted him, and as he walked out he said to me: "You did pretty well, old timer."

The other was accused of robbing the postoffice at Rawhide, and stealing a new package or book of stamps, from which only two sheets had been removed when introduced in evidence by Sam Platt, the United States attorney. This package or book of stamps had been found in defendant's trunk, after he was placed in jail. Mr. Platt also introduced parts of sheets of stamps which had been found on the person of the defendant, and it was proved also that he had sold a few stamps around town. I am a printer, and about the first thing I noticed about the stamps found on his person and those found in the trunk of the defendant was a difference in the width of the margin. I said nothing about that until I argued before the jury, and showed the difference in the margins, proving that the stamps found on the person of the defendant could not have

(Continued on page four)

FULL QUOTAS COMING COOKIE CAMPAIGN

What is believed to be the best return made to the committee of Carson women which has in charge the campaign to furnish cookies to wounded and sick soldiers at the Letterman hospital, Presidio of San Francisco, has been received from Wells.

With a population of a little over 500 people, the women of that place have agreed to furnish a full quota of cookies once a month and in addition the Pythian Sisters of that place will send another quota.

The Dramatic Club of Ely will send fifteen gallons a month and Lamoille women will send a minimum of five gallons. The Reno Women's Relief Corps has also announced that it will send a quota and other organizations of that place will also contribute.

PURCHASES CAR

Mrs. Olive Chenoweth of Reno was a visitor in Carson today and purchased an auto from George Sanford.

CHECKS UP CASES

Assistant United States District Attorney Charles Cantwell was in Carson today checking up cases which his office will handle before the federal court.

OPERATIONS DISCONTINUED AT COMSTOCK MIDDLE MINES

VIRGINIA CITY, May 3.—(Special to the Appeal.)—Instructions to discontinue all exploration work in the Middle Mines of this district were received today by Superintendent Alex Wise, and with the end of the shift this afternoon all men in the Hale & Norcross tunnel were discharged.

The news was received with deep regret in this city, for it was believed that the Philadelphia company of which Charles Schwab is the head which started the exploration work was about ready to announce that big mining operations would be started in the Middle Mines.

Approximately \$100,000 has been spent by the company, it is said, since the sampling of the Middle Mines was started and considerable machinery was placed at the mouth of the F street tunnel.

The grade of ore encountered was reported to have been found to be fair to the south but of little value to the north.

Superintendent Wise announced this afternoon that he will probably do some prospecting in the mine on his own account. The probability that another company will investigate the feasibility of operating the Middle Mines was forecast here today.

GOLD HILL MINERS REITERATE DEMANDS

Reiterating their claim for a work day of eight hours underground and a flat scale of \$5 per day for all underground work, a committee from the striking miners of Gold Hill today declared that they are in no way affiliated with the Mechanics' Union and Miners' Union of Virginia City or the Miners' Union of Gold Hill.

The strikers declare that the United Comstock Mines Company, against which they struck, has not more than a total of 120 men working in the Gold Hill district.

A warning to miners to stay away from the district while the strike is on has also been issued by the strikers.

The statement of the committee warns miners to "pay no attention to any rumors or press reports of the Mechanics' Union or the Gold Hill or Virginia City Miners' Unions as this strike was declared by the miners employed by the United Comstock Mines Company on April 17, 1922, and is still and shall remain in force until our demands are granted by said company."

"We, the miners, are not affiliated with any organization in any manner, shape or form," the statement continues. "We stand man for man for eight hours from collar to collar and a flat scale of \$5 for all underground work."

EXPECT BIG NEWS FROM LINCOLN HIGHWAY

Some important news from the Lincoln Highway Association is expected at a public meeting of good road enthusiasts to be held in this city Friday night. The meeting will be called at the Greater Carson Club headquarters at eight o'clock.

W. P. Harrington appeared before the board of Greater Carson Club directors last evening to urge the calling of a public good roads meeting in the near future. The board selected Friday evening as the time for all Carsonites interested in good roads, touring bureau, etc., to assemble at club headquarters and listen to talks to be made by William David, secretary of the Nevada Automobile Association, and J. C. Durham, Washoe county commissioner and good roads enthusiast. The meeting will be open to all interested in roads, touring traffic, etc., and a general invitation to attend is extended.

COLDEST APRIL ON RECORD IN 16 YEARS

April established a new cold weather record with a mean temperature of forty-one degrees compared with a normal of forty-seven for the month. The highest temperature was sixty-seven on the 20th, the lowest sixteen on the 9th, and the greatest daily range, from fifty-seven to twenty-five, on the 4th. The lowest temperature for this station in sixteen years during any April was sixteen, registered on the 9th. The total precipitation was .44 of an inch, when the normal is 1.70, with a total of 4.37 since September 1, leaving a deficiency of 3.26 inches. The prevailing winds were from the northwest with a total movement of 6635 miles and a maximum of forty-one miles on the 8th. Only four days of 100 per cent sunshine was reported.—Tonopah Times.

RIFLE CLUB MEMBERS ATTENTION!

Annual meeting for election of officers and other business at 7:30 p.m., Wednesday, May 3, in building on South Carson street recently vacated by county officers. Entrance at side of building.

m2-t1 EXECUTIVE COMMITTEE.

LEAVES FOR COAST TO BETTER HEALTH

Mrs. Joe Muller will leave tomorrow night for a sojourn on the Coast in search of better health. She will be joined by Mrs. J. C. Harris of Elko and will spend several weeks in California.

ACTING STENOGRAPHER

Miss Clara Crissler is acting as stenographer in the office of State Mine Inspector Stinson in the absence of Miss Jane Torreyson, who has gone to the Coast for a visit.

Grand Theater

TUESDAY AND WEDNESDAY May 2 and 3

Betty Compton in "At The End Of The World." A Paramount picture. Sennett Comedy, "Wedding Bells Out Of Tune." 10c and 30c.

THURSDAY AND FRIDAY May 3 and 4

Harry Carey in "Man to Man." Full of whirlwind action, appealing romance and engrossing suspense. A terrific climax that will lift you out of your seat! Century Comedy, "Table Steaks," featuring "Brownie" the Wonder Dog. 25c and 55c.

SATURDAY May 6

Goldwyn presents Reginald Barker's production, "Bunty Pulls The Strings," with an all-star cast. Harold Lloyd Comedy; "Hurricane Hutch," chapter four. 10c and 30c.

SUNDAY—ONE DAY ONLY May 7

Katherine MacDonald in "The Notorious Miss Lisle." Against the romantic setting of Merrie England and quaint old Brittany, beautiful Katherine MacDonald portrays the role of "The notorious Miss Lisle" with an appeal that will stir sentimental emotions in a marble breast. Hal Roach Comedy, Aesop Fables, and Pathe Review. 10c and 30c.

MONDAY May 8

The dramatic class of the Carson high school presents the comedy "Polly Lou."

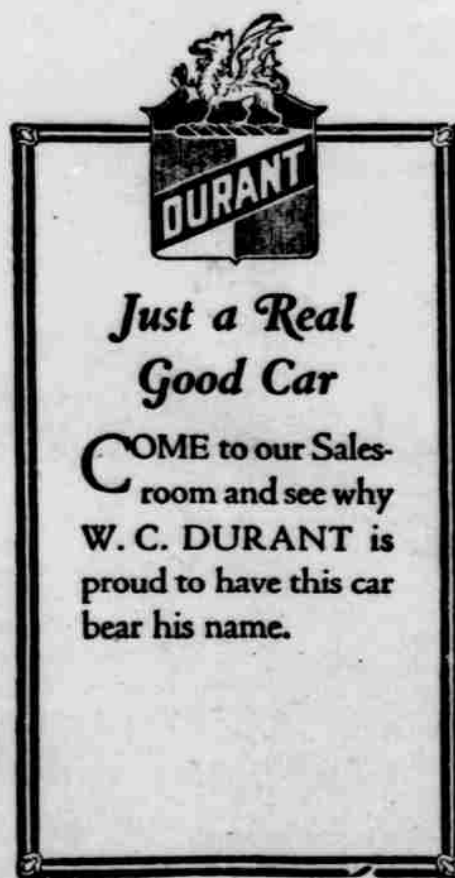
TUESDAY AND WEDNESDAY May 9 and 10

William S. Hart in "The Whistle." Mr. Hart has the unusual role of a mill foreman in a New England town who seeks to carry out a plan of vengeance against the man he hates, but ultimately abandons it when he realizes that he is fighting a woman rather than a man. See the picture. Myrtle Steadman is leading woman and she has a deeply sympathetic role. Sennett Comedy, "Sweetheart Days." 10c and 30c.

THURSDAY AND FRIDAY

Charles Ray in "19 and Phyllis." All aboard for a whirlwind dash through reels of real comedy with Charles Ray at the controller. Live your youth over again by seeing the bashful beau of nineteen woo his Phyllis though the heavens fall.

Universal Jewel Comedy, "Blue Sunday." 10c and 30c.



Just a Real Good Car
COME to our Sales-room and see why W. C. DURANT is proud to have this car bear his name.

CAPITAL GARAGE