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The Evening Herald

ALBUQUERQUE, NEW MEXICO, WEDNESDAY, MAY 17, 1922

THREE
FOUR
FIVE

THE NEWS THE DAY
IT HAPPENS

PRICE
FIVE CENTS

That's the telephone number connecting you with Herald Free Ads and quick action for when you have to sell or wish to buy. Your telephone gets a Wimp Ad charge account at The Herald.

MISSING HEIRESS IS SOUGHT NEAR JEMEZ

INCHOT WINS NOMINATION FOR GOVERNOR

defeats Alter in Hot Primary in Pennsylvania

PHILADELPHIA. May 17.—Franklin Pinchot "has apparently won the republican nomination for governor on the face of unofficial returns," W. Harry Barker, secretary of the state republican committee, declared in a statement issued this afternoon.

"Unless Allegheny county gives a larger majority than my address indicates, there is no doubt that Inchot carried the state," the statement said, expressing confidence that he would win the nomination. Mr. Pinchot planned to leave Philadelphia to go to fishing. With Mrs. Pinchot he was to leave this afternoon for their home at Milford, county seat.

Mr. Pinchot said he had received word from his campaign leaders in Allegheny county that after majority there would exceed \$2,500.

"I don't want to wait and hear results," Mr. Pinchot said. "I have won the nomination."

He is the regular organization candidate supported by Governor and Pinchot represents the green wing.

The only other important test in the republican ranks was Wharton Pepper of Philadelphia, incumbent by appointment of the governor, won by an overwhelming majority over Congressman Atkinson of Pittsburgh, for the nomination for United States senator to the unexpected term of the late Senator.

Apparently only one woman urged a republican nomination in the state legislature. She was Helen Crimmins of Knoxville, Allegany county. Six women, named by the democrats for legislature and two by republicans, were also nominated. The democratic nominees were Ellen Tisdale in the second district, E. Leonard in the 27th.

The democratic vote was unusual.

British Mandate For Palestine to Come Up July 15

ENGLAND. May 17.—By the Associated Press.—The council of League of nations decided not to hold a special meeting not until July 15 to consider the question of approving the British mandate for Palestine. The decision was taken on request of the Foreign Office.

Britain was greatly disappointed that the present session failed to register consent to terms of the mandate upon which the allied powers had long agreed.

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Some quarters, however, were afraid that the British mandate might affect some religious organizations unfavorably. Britain was amazed, he said, when it was learned that the mandate was to be imposed over the transfer of power to a Mohammedan state.

Schooner Asks For Help After Hitting Rocks

SAN FRANCISCO. May 17.—Wireless calls for help were sent early today by the auxiliary power schooner *Cromo*, which was reported taking water rapidly after hitting the rocks near Cape Blanco on the Southwestern coast of Oregon. A crew of approximately twenty-five was believed in grave danger.

The number schooner *Wilmette* was hurrying to the aid of the *Cromo*, according to the messages. The *Wilmette* was expected to reach the spot by daybreak. A wireless from the *Cromo* said the crew was preparing to go to the shore. The *Cromo* had broken off the rocks and was proceeding at slow speed.

Gets 1 to 14 Years For 15-Cent Theft

CHICAGO. May 17.—A sentence of from one to fourteen years for the theft of \$5 cents was imposed yesterday on James Noga, 26 years old, by Judge Stevens in criminal court here. Noga was charged with holding up Anthony Cools and getting 15 of the 18 cents his violin had. When he drew a knife and demanded the French debt.

Threw Razor Away In 1881; Grew Beard 14 Feet Long

SACRAMENTO, Cal., May 17.—Claims of J. J. Tanner, Brighton, Mich., to the World's Longest Whiskered Championship are disputed by Jack Wilcox of Carson, Nev., who has been growing a beard since Dec. 31, 1881, when he threw away his razor, because it was dull, and swore he never would shave again. His beard is 11 feet 2 inches long but before it was combed and washed recently it was 14 feet long. Tanner's beard has been reported as 9 feet long.

The county surveyor at Carson recently measured the Wilcox beard and found it to be 11 feet 2 inches long, though he had located two new whisky "curves" near White Plains and others off the jersey coast.

It was near White Plains that the airplane crashed last night, and the pilot escaped in a waiting automobile. It was off the Jersey coast, members of the crew of the *Bremen* and *Edgar*, captured the ship, were alleged to have taken aboard a cargo from another craft which conducted a cut rate sale in order to dash back to the West Indies for more stimulate.

Officials scoured West Chester county for traces of the aviator who escaped after flying literally defused a field with choice whisky in his unhappy landing.

The number of planes that have been seen recently near White Plains has led "dry" agents to believe that the wrecked machine was not the only one operating between the town and the Canadian border.

A wrinkled, oil-stained man, pasted on a piece of canvas and showing the country from Montreal to New York was found in the wreckage of the rum running plane.

A vanity case and a powder puffer were found which led the police to believe that the pilot may have been a woman.

The feminine foggery in the plane supported an alleged confession said to have been made today by one of the sailors of the captured ship, that girls and women are regularly employed in an armful and running traffic between Montreal and New York.

Russia Accepts Proposal for Hague Meeting

Methodist Church South Elects Five Bishops

HOT SPRINGS, Ark., May 17.—After taking five ballots which resulted in the election of four of the five bishops to be named this time the nineteenth quadrennial conference of the Methodist Episcopal church, South, recessed.

Dr. J. E. Dickey, Griffin, Ga.; Dr. W. B. Beauchamp, Nashville, Tenn.; Dr. Sam H. May, Houston, Texas, and Dr. H. M. Dobbs of Anniston, Ala., were elected.

The most important piece of legislation enacted was that providing for complete rewriting of the constitution of the board of education. The new constitution increases the number of members of the board, expands the department of ministerial supply and training into department of life services; establishes a teachers' agency and makes other extensive changes in the work of the board.

The conference adjourned of its articles of faith and to pledge Methodists of other countries to be loyal to the rulers of their own country instead of to the government of the United States, and adopted a report increasing the salaries of the bishops from \$5,000 to \$6,000 a year.

Schooner Asks For Help After Hitting Rocks

SAN FRANCISCO. May 17.—Wireless calls for help were sent early today by the auxiliary power schooner *Cromo*, which was reported taking water rapidly after hitting the rocks near Cape Blanco on the Southwestern coast of Oregon. A crew of approximately twenty-five was believed in grave danger.

Just who would be present, or the exact meeting place, has not been decided, he said, although it is expected the conference will be held within the next few days.

France Ready to Negotiate With U.S. For Paying Debt

PARIS, May 17.—By the Associated Press.—The French government has informed the American war debt funding commission that it is ready to send a special mission to the United States to confer regarding the payment of the French debt.

AIRPLANE WHISKEY RUNNER CAUGHT: PILOT ESCAPES

Liquor Scattered Over Field in Landing; Sloop Also Seized

NEW YORK, May 17.—Gleamed over the scutche of a rum running plane from Canada and a liquor smuggling sloop from the Bahamas, prohibition agents today beat the bushes for two new whisky "curves" near White Plains and others off the jersey coast.

It was near White Plains that the airplane crashed last night, and the pilot escaped in a waiting automobile. It was off the Jersey coast, members of the crew of the *Bremen* and *Edgar*, captured the ship, were alleged to have taken aboard a cargo from another craft which conducted a cut rate sale in order to dash back to the West Indies for more stimulate.

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Entire Chinese Legation Leaves Tokio in Huff

TOKIO, May 17.—By the Associated Press.—The entire staff of the Chinese legation left Tokio today, without notifying the foreign office, declaring their departure was due to the failure of Peking to supply funds for Chinese students here and the refusal of Japanese banks to make further advances on the ground of lack of security.

In reply to your letter of the 12th of this month wherein you ask my opinion concerning the construction of chapter 62 of the law of 1919, I desire to say:

Section 1 of said act provides that no person holding a state, county, or municipal office having the power of appointing an assistant, deputy, or other officer or employee shall appoint more than one relative within the third degree of consanguinity or affinity, as such official, deputy, or subordinate official or employee.

As I understand this act, Mr. George Sanchez, county commissioner, does not violate the act by appointing his brother, Mr. Gabriel Sanchez, road supervisor, superintendent; but he does violate the act when he appoints his son Adrian to an office. In other words, it appears to me from reading the act that it is proper for a county official who has the appointment power to appoint one relative within the third degree of consanguinity or affinity, but it is unlawful to appoint more than one, and Mr. George Sanchez violates the act who he attempts to appoint more than one such relative to hold an office under his appointment.

In connection with the appointment of Mr. Sanchez as road supervisor, it would appear that he likewise has the privilege of appointing one relative to serve as his employee but not more than one. On the other hand, in as much as the act has not been construed by the courts, it is quite possible that the courts would hold that it is unlawful to appoint more than one relative within the degrees mentioned, but the law might serve by appointment.

In this fashion the Journal bond buyers are still unsatisfied with what they can say, but still unsatisfactory excuse for Mr. Magee's failure to deliver their bonds.

Following Mr. Magee's second public bond sale in 1921, the Journal announced that while the amount realized was not quite as much as was desired, enough had been brought in to tide Mr. Magee over alleged financial difficulties attributed to some mysterious "pants," that the widely advertised exchange of the prior first mortgage bonds issue on the Journal plant for the new bonds would be effected at once.

A few weeks later when the first restlessness among bond buyers became apparent, Mr. Magee announced that the bonds were delayed because someone had neglected to read the proof for the printer.

On November 11 it was announced that the delay was due to the Prohibition's absorption in the alleged bad conditions in the state insane asylum.

On January 2, 4 and other nearby dates it was announced variously that the bonds were in the hands of Mr. Albert Simms for safekeeping.

The Prophet states that he is carrying a howling wind that he has been told to the wind and is waiting for it to subside and that it is "up to the people" to erect for his protection a \$10,000 wind shield.

IT IS "UP TO THE PEOPLE" TO PROVIDE THE PROPHET WITH A \$10,000 WIND SHIELD

Circus Elephant Runs Wild Frightening Country-Side For Stretch of 30 Miles

TACOMA, Wash., May 17.—"Tasko," described as the largest elephant in captivity, is reported in a special dispatch to the Ledger today as peacefully consuming the foliage at Belligham, Wash., after an afternoon night and morning of racing that stretched for 30 miles from the city to the hills.

At dark Monday the several hundred pursuers were forced to halt and all spent the night in the woods, taking up the trail at daylight yesterday.

It was in a valley known as "The Garden of Eden" that Tasko apparently returned to normalcy, as calmly and as evidently as the spirit of狂放 had possessed him.

Tasko permitted his capture and returned to Sedro-Woolley where he was loaded into his private car in time to ride at Belligham, the circus of which, even in his moments of calm, he is heralded as a prominent feature.

At 4 a.m. Tuesday Tasko, his keeper, H. Hendrickson, 28 feet in the air, several of Hendrickson's ribs were broken. Tasko proceeded through the streets of Sedro-Woolley, capsizing three automobiles and turning a dance into a riot. He then headed for the hills.

The path he followed was plain to the several hundred men and boys who started out Monday evening in pursuit.

Plastered fences and orchards told the story and reports from excited farmers and loggers along the line of flight added details.

At an Indian camp Tasko operated three telegraph poles by way of diversion, and a farmer told of hearing strange noises outside his house. Coming out of an upper story window, the farmer and his family gazed upon the elephant's mighty back, hunched in a ferociously unsuccessful effort to overturn the entire structure.

A barn proved less staunch, and after breaking it Tasko

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PLANS STARTED TO CLOSE RATON DRINK PARLORS

Work of Local Agents to Result in Suits of Injunction

Plans to bring injunction against 18 or 20 proprietors of soft drink parlors of Raton for the purpose of closing their places of business have been started by H. B. Woodward, district attorney there, as a result of recent arrests by local prohibition officers in co-operation with Sheriff Abe Hartschuh of Custer county.

Prohibition officials returned last night from Raton where they had gone as witnesses in state court cases against both soft drink proprietors and "hip pocket" bootleggers charged with violations of the prohibition laws.

The alleged visitors pleaded guilty to selling whisky after five and been convicted by a jury. Those who were found guilty were Marco Mariano, Charles Marchiello, George Fiorini, C. W. Snyder and Angelo Escano. Three of the five are proprietors of soft drink establishments.

The six proprietors who pleaded guilty were Billy Wilson, John Hogan, Jim Pappas, Carlos Alvarez, May Lawrence and Harold Ward. Local prohibition officials say they were preparing suit which will be sent to the Custer district attorney for his use in bringing injunction.

One of the local officers said today that the prohibition forces were very much gratified at the results obtained in Custer county. The sheriff and district attorney there are giving full support to the federal officers for the enforcement of the prohibition laws, he said, and at the present time Raton is free of minor violations as also places in the state as a result of the recent activities.

Women Who Served K. of C. Banquet to Be Entertained

Taking up plans initiated by the Rev. Father A. Stanislavski, the Knights of Columbus will entertain the women who prepared and served the banquet for the Knights of Columbus state convention.

The entertainment is to take place in St. Mary's hall at 8:30 o'clock and will include a card party for the ones preferring that form of entertainment and dancing for the younger set. Music is to be directed by Mrs. Snell.

Each one of the women in wives and the children of men is allowed to invite a gentleman friend. Those who were on the various committees for the convention are especially invited. The affair, as one of the officers of the order said today is merely to show the Knights' appreciation of the work being done by the women.

Boy Prisoner Jumps Through Car Window On Train; Escapes

State police officers today were looking for a boy 12 or 14 years old, who escaped from a deputy sheriff on Santa Fe's train No. 10 yesterday morning when being taken to the reform school at Springer, N. M.

The officer, W. P. McRae, was taking the boy from Gallup to Springer when the boy was given permission to enter the lavatory on the train. Once free from the officer, the boy jumped through a window. Officers believed the boy must have been injured as the train was traveling at a fast rate of speed at the time.

WASHINGTON — The Senate, through a resolution adopted yesterday, declared against the use of the naval transport Henderson to transport Japan-American naval officers who were classmates at Annapolis of Admiral Togo of the Japanese navy.

FEE'S LEMONADE
It's a Real Thirst Quencher. Try It.
304 West Central Ave.
Phone 435-W

BIG HORSE SALE! AT AUCTION
THURSDAY, MAY 18th AT 2 P.M.
Must Sell Regardless of Price
AT THE ALBUQUERQUE HORSE AND MULE MARKET
First Street and Mountain Road
30 WORK HORSES, 6 WORK MULES, 5 SADDLE
HORSES
BILLY WILLIAMS, Owner and Auctioneer.
Phone 1659-J

Perfect Bake Shop Products
BREAD PIES PASTRY CAKES
Have you noticed our windows?
They look appetizing?
We are trying to see how good we can make our goods, not how cheap.
Soufflés **Quality** **Services**
Have you tried our Pies, Rye Bread, Graham Bread, Cream Biscuit?
We have everything in the bakery line: Cream Puffs, Coffee Cakes and Bacon Bread on Thursday and Saturday.
PERFECT BAKE SHOP CO.
202 W. CENTRAL AVE. Two Homes Fourth and Central Phone 197.

Supper Table Gossip

Mr. and Mrs. Roy Lomax announce the birth of a son. Mr. Lomax is an employee of the American Railway Express company.

The Ladies Aid Society of St. Paul's English Lutheran church will hold a sewing meeting with Miss Edith Baldwin, 309 North Thirteenth street, Thursday afternoon at 2:30 o'clock.

Special convention Rio Grande chapter, Royal Arch Masons, this afternoon at 5 o'clock for work in the M. E. M. and R. A. degrees.

The Knights of Pythias are not going to let Decoration day pass without observance. A committee of five has been named to make arrangements for observing the day and securing the audience's services. The committee consists of J. K. Elmer, W. W. Stochman, Sidney Beach, C. L. Berndtson and Thomas Blakemore.

The Woman's Home and Foreign Missionary society of the Presbyterian church will meet at the home of Mrs. Isabel Brown, 412 North Walter street, at 2:30 o'clock Thursday afternoon instead of 2 o'clock.

The Deacons were called to the window late yesterday afternoon to find an unknown man, originally started in the structure just above First street. An autoist passing the window noticed the blaze and extinguished the fire with water from his radiator. He had the fire out when the department arrived.

The case against Lorenzo Montoya, who had been charged with being implicated with Fred Gonsalves in the theft of \$125 from another, continued yesterday before Judge Roddy this morning. Gonsalves was recently sent to the district court on the charge of incorrigibility.

Judge William Wallace McCollum, former police judge, has sued Magee for \$200, the amount he received for two Journal bonds.

Magee alleges that McCollum bought bonds to make Magee independent and then got sure because Magee wouldn't support the old commissioners for re-election, the change coming McCollum's job, and causing him to be greatly disappointed with the kind of law work he independent he would do if he had bonds from Magee.

Edward Williams, Special Agent F. Kelly was arrested late this afternoon by Santa Fe's Special Officer George Thomas on the charge of deserters from the Sixth training battery at Fort Sheridan, Ill. The commanding officer of the force has been notified. The men will be held in the city jail awaiting word from Fort Sheridan.

Dubois Morris, who was arrested Sunday by the police for invasion of privacy, was dismissed yesterday.

Ralph and George Neiman, running brothers from Denver who were arrested last night, have been put in the care of Capt. Richard G. Goss of the Aviation Army.

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The Home and Foreign Missionary society of the First Methodist Episcopal church will meet tomorrow afternoon at 2:30 o'clock at the home of Mr. George Thompson.

Suit for divorce was filed in the circuit courts yesterday by Gladys Mandino de Bues against Bernardo Bues, charging him with failure to support her, and cruel treatment.

Coal Supply Co. Phones 4 and 5.

Mr. Shadoff Pinon Nuts on sale at Fred Harvey's New York, Albuquerque, N. M., until further notice. Fannie S. Spitz, Inventor and Proprietor of the F. S. S. Sunbeam Nut Shelling and Separating Machines, 322 North Tenth St.

People You Know

Badass Repairing Quickest Auto Co.

E. L. Butler of Phoenix, a representative of the Pacific Mutual Life Insurance company, who was in Albuquerque yesterday, has gone to Denver. He will be there until July.

H. B. Hanger has returned from a business trip to Los Angeles and other points in California.

W. C. Reid returned last night from a business trip to Roswell.

Mr. and Mrs. O. C. Watson will arrive in Albuquerque Thursday on the invitation from Long Beach, Calif., to visit Mr. and Mrs. Thomas Hough.

MEXICO CITY — A dozen Americans who have been captured recently in the Tampico oil fields charged with meeting to rebellion and committing robberies will be dealt with by Mexican authorities without any plea for leniency from American officials who were classmates at Annapolis of Admiral Togo of the Japanese navy.

WASHINGTON — The Senate, through a resolution adopted yesterday, declared against the use of the naval transport Henderson to transport Japan-American naval officers who were classmates at Annapolis of Admiral Togo of the Japanese navy.

Albuquerque Lumber Co.
By Her Family

Resilient, irritable, nervous, exasperated and exacting is the charge against her by those nearest and dearest. How little they realize the struggle the mother undergoes in trying to keep about and perform the hundred and one duties that devolve upon her! Every hour her headache, headaches and pains drag her down. She has no energy left. Lydia E. Pickford's Vegetable Compounds has restored over women in this condition to health and happiness than any other medicine. The general rule is to take one vegetable soup daily containing this product. Women who have faced health difficulties have found health in its waters.

GALLUP

The very best Coal for kitchen use. Dry Split Wood and Kindling just right for a quick fire.

COAL SUPPLY AND LUMBER COMPANY

4—PHONES—5

Let our up-to-the-minute trucks give you service

CARRY HOME A POUND

OF OUR

"**BUTTER SHOP BUTTER"**

MADE DAILY FROM SELECT CREAM

THE BUTTER SHOP

401 WEST CENTRAL AVENUE

Fremont Cash Grocery

"THE STORE OF QUALITY"

Demonstration of Schilling Coffees today and all this week. Come in and have a cup of this famous coffee. We have in stock all size packages: 6-lb. can, 25¢; 5-lb. can, 44¢; 2-lb. can, 88¢; 25-lb. can, \$1.05; 5-lb. can, \$2.19. Guaranteed to please you or your money back. We also carry a full line of Schilling products—that is, Tea, Baking Powder, Spice, Extract, etc.

NEW ARRIVALS

Large fresh Pineapple. They are ripe and sweet. 4lb.; Mango 19¢ per lb. 16¢; Virginia Jumbo Bread Loaf, Peaches, 16c; 25¢; Hite's Root Beer Extract; Caramilk Choco in wood box; Peaches Heart of Grape Fruit, Wright's, 1,000; Island Salad Dressing; shelled Peanuts and shelled Walnuts.

Delicatessen Department

Suggestions for your cold dinner tomorrow: Sweet juicy ham, English baked Ham, English cooked Corn Beef, stuffed Mangos, Chicken Salad, Potato Salad, fresh Lettuce, Hite's Bacon Mashed Pickles, Imported Swiss Cheese.

You will find many new things in our store every day. Visit us in our new home.

PERFECT BAKE SHOP CO.

410 West Central Ave. Two Homes Fourth and Central Phone 915-W

Next Door to J. C. Penney Co.

Statewide Interest Shown In Herald's Effort to Get Journal Bond Deal Explained

Santa Fe Newspaper Publishes Interesting Review of Developments to Date in Complex Financial Relations of Carl Magee With Public; With Entertaining Comment on Efforts of Local Prophet and Martyr to Diver Attention From Main Question by Attacks on Dead Men, Astronomical Novelties, Unexpected Hitches, Uprooted Shirt Sleeves, "Personal and Ruthless Attacks," etc.

The Herald's effort to re-party because it owes them \$10,000,000 from the publisher of the Alton.

Won't be Killed Any Longer

Magee says he is tired of having the Herald accuse him of attacking the Alton and that the people of the state are joining in the demand that such an explanation of the prolonged delay in delivering the bought-and-paid-for bonds be made, as evidenced by the increasing volume of newspaper comment upon the matter.

The Santa Fe New Mexican, in its issue of yesterday, publishes a columnistic and highly interesting review of the situation to date. It follows:

"The Herald is trying to save itself from the publisher of the Morning Journal — Steven Herald — Hening-Hughes, a newspaper in Albuquerque and the latest chapter in the Duke City newspaper war seems to be opening."

Magee has announced that he is going to discuss personal life, past and present, and ruthless."

"The Herald is sticking to its demand that Magee tell the truth about the bonds he sold him and jump on to the bank" because they want the bank to get the bond in defense against Magee.

"Hening and Hughes are trying to defend themselves," Magee says.

"So far as I know, the editor of the Journal is not doing anything to help Magee," Magee says.

"Magee is trying to do about the Journal bonds which it says have never been delivered to buyers after something like a year," Magee says.

"Magee is trying to do what he can to save himself," Magee says.

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Governor Found Law and Evidence Did Not Justify Granting Arizona's Demand

Executive Gives Out Text of Reply to Governor of Arizona, Stating His Reasons for Refusing to Grant Extradition of Officers of Albuquerque Banks Sought in Connection With Holbrook Bank Case; Finds Indictments Failed to Make Substantial Charge and That Bankers Were Not Fugitives From Justice.

(Special to The Herald)
SANTA FE, N. M., May 17.—Governor Mechem today made public the text of his reply to the demand of the governor of Arizona, in which the latter sought extradition to that state of J. M. Raynolds, G. L. Rogers and J. E. Cox, three members of Albuquerque banks, under indictments returned by a Navajo county grand jury in connection with the Holbrook State bank case. The text of the governor's statement, except for certain lengthy citations of authorities supporting his decision, follows:

Executive Office,
Santa Fe, New Mexico,
May 16, 1922.

Hon. Thomas E. Cramton,
Governor of the State of Arizona,
Phoenix, Arizona.

In the matter of the requisition of the Governor of Arizona upon the Governor of New Mexico, for the rendition of J. M. Raynolds, G. L. Rogers and J. E. Cox, citizens of the State of New Mexico, who are accused of being members of the County of Navajo, State of Arizona, on the charge of having committed the crimes of robbery and conspiracy. In addition to the indictments which are made a part of the record on the request for extradition, there also appears affidavits of citizens of the State of Arizona in which the officers of the said Raynolds, Rogers and Cox are fugitives from the justice of the State of Arizona, and in which they further depose as to having seen the said Raynolds and Cox in the state of Arizona upon specific dates at or before the alleged commission of said crimes as set forth in the said indictments.

Pursuant to the custom in the state of New Mexico in these matters, these papers were referred to the Hon. Harry L. Bowman, Attorney General of the State of New Mexico, for his opinion, and he has returned said papers to this office with his opinion that the indictment charging the crime of robbery, No. 15, does not sustain the charge of a crime. However, while not waiving the right of the Governor of New Mexico to pass upon this question, it will not be necessary to do so, because the parties demanded by the requisition make lone entry on the record as to whether they are in fact fugitives from the justice of the State of Arizona, and in presenting this issue they have submitted affidavits signed and sworn by themselves and supported by affidavits of other persons who had the opportunity to know the facts to which they make oath.

The counsel representing the state of Arizona, take the position that the Governor of the State of New Mexico ought not to oppose the requisition of the Governor of Arizona and the indiciants accompanying the same, and cannot take notice of or consider the affidavits presented by the parties whose extradition is demanded and the other affidavits their support. This raises a question of law which, while there might be no difficulty, because

Law Question Involved
First: the proceedings in this case are controlled by the constitution and laws of the United States.

Second: the Supreme Court of the United States has on several occasions passed upon this very question, and its decisions are controlling.

Further, we have as our guides the custom of other governors in different states dealing with this same question.

The Constitution of the United States provides, Section 2, Article 3: "A person charged with treason, or other crime, who shall flee from justice, and be found in another state, may be arrested and tried according to the law of the state from which he fled, be delivered up to be removed to the state having jurisdiction of the crime."

Construing this provision and section 5228 of the Revised Statutes U. S. prescribing the procedure of carrying into effect the national executive orders, the Supreme Court of the United States, in the case of McNichols vs. Pease, 267 U. S. 209, after reviewing a number of cases, therefore ruled as follows:

"The governor here quotes the section referred to, at length, and continues:

In the case of Robert vs. Reilly, 25 U. S. Reports, 56, the Supreme Court of the U. S. in considering this same question said: "It must appear, therefore, to the governor of the state to whom such a demand is presented, before he can lawfully comply with it, first, that the person demanded is undoubtedly a fugitive from justice against the laws of the state from whose justice he is alleged to have fled, by an indictment or an affidavit, certified as authentic by the governor of the state making the demand; and second, that the person demanded is a fugitive from the justice of the state, the executive authority of which makes the demand."

What Governor Must Decide
From the foregoing quotations will be seen that it is the duty of the executive of the state upon whom demand is made, to decide two questions: first, whether the person demanded is a fugitive from justice against the laws of the state from whose justice he is alleged to have fled, by an indictment or an affidavit, certified as authentic by the governor of the state making the demand; and second, that the person demanded is a fugitive from the justice of the state, the executive authority of which makes the demand."

Contains No Alum
Leaves No Bitter Taste
Send for New Royal Cook Book—It's FREE
Royal Baking Powder Co., 130 William St., New York

and that the dates named were erroneously stated, it is sufficient for the party charged to show that he was not in the state at the times named in the indictments, and that, when these facts are proved, it is held that there is no dispute in regard to them, and that there is no claim of any error in the dates named in the indictments, the facts so proved as sufficient to show that the person was not in the state when the crimes were, if ever, committed.

It is further contended by counsel for the state of Arizona, that being the admitted duty of the executive of New Mexico to give full faith and credit to the record as presented by the governor of Arizona; that the affidavit accompanying it as to the presence of the accused in Arizona on certain dates, though presented, and the other affidavit that they were fugitives from the justice of the state of Arizona, must be taken to have been made by persons whose credibility cannot here be denied. I think this is a proper statement of the rule to be followed, but it does not to my mind, admitting the right to take proof here, do away with my right to weigh the evidence as presented by the affidavits and by the counter-affidavits of the two states, and those supporting them.

(Continued on page 53.)

44. Governor Cullen on Executive Duty.—Referring to executive duty Governor Cullen said:

"It is undoubtedly the duty of the executive of each state to give full effect to that provision of the Federal Constitution which requires the return of the fugitive from justice, and to provide the law for the purpose of enforcing that provision. I have no inclination to disregard the obligation thus created, even though no power exists by which action could be compelled. On the other hand, the action of a state of this kind, and his possible transportation to a distant jurisdiction, beyond all protection from the laws of his own state, is proceeding so seriously that it can only be justified by positive law and the execution of all the facts required by law. The governor of a state has a very solemn duty to perform toward his own people as well as toward other states. He should see that no violent proceedings be taken against citizens who rely upon him for protection, unless such proceedings be fully warranted by law."

Commenting upon this opinion the author says:

"There can be no question but that Governor Cullen was clearly right in his interpretation of the law, with reference to the duty of the executive of the state to sustain him and the mass of years since his opinion was written have strengthened rather than weakened his position."

Duty of the Governor

I believe, therefore, that it is my bounden duty in a case of this kind to sustain the executive in his satisfaction whether or not a citizen or person in this state, accused of crime in another state, is in fact a fugitive from justice, when he shall by appropriate proceedings make issue on that point. It is said by counsel for the state of Arizona that, while the parties accused in the case whose extradition is sought make denial of their having been in Arizona upon the dates mentioned in the indictment, that this does not make good that they were not there upon other dates upon which they might have committed the offense within the state of Arizona. In other words, that although the indictment charged the commission of a crime upon a date certain, as for instance Sept. 3, 1919, yet upon trial of the case it should be established that they accrued in Arizona at some time within three years previous to the finding of the indictment, namely the 1st day of December, 1921, they might still be found guilty.

But this question is set at rest by the decision of the supreme court of the United States in the case of Hyatt vs. Cochran, in which the court says:

(Hyatt v. People, 242 U. S. Reports, P. 521.)

"In the case before us it is conceded that the relator was not in the state at the various times when it is alleged in the indictments the crimes were committed, nor until eight days after the time when the offense is alleged to have been committed. Then the prosecution on the trial of such an indictment need not prove with exactness the commission of the crime at the very time alleged in the indictment is immaterial. The indictment in this case named certain dates as the times when the crime was committed, and there is no proof offered to show that the crimes were in truth committed on some other day than those named in the indictment.

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Contains No Alum
Leaves No Bitter Taste
Send for New Royal Cook Book—It's FREE
Royal Baking Powder Co., 130 William St., New York

One woman writes:

"A domestic science teacher said it was the lightest cake she had ever tasted or seen—but remarked that I used at least six eggs in every cake. She wouldn't believe I used only two—until I showed her exactly how I made it. Now she uses nothing but Royal."

Mrs. G. S.

ROYAL BAKING POWDER
Absolutely Pure

Contains No Alum

Leaves No Bitter Taste

Send for New Royal Cook Book—It's FREE
Royal Baking Powder Co., 130 William St., New York

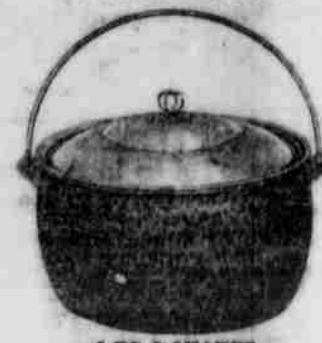
It also appears that where a hearing by the governor, or the governor, shall refuse a hearing and warrant is issued by him for the removal of the par-

Equip Your Kitchen With New Utensils Make It Efficient—Keep It Shining Our Third Floor Stocks Will Help You

We're proud of the completeness of the third floor stocks of kitchen utensils; grey enamel, aluminum ware, white enamel, galvanized, tinware—it's all there, and the prices are so moderate that every item in the whole stock is a bargain. Just a few illustrations of regular Rosenwald kitchenware prices are listed below.

In The Useful Gray Enamel Ware

Convex Kettles



3 TO 8 QUARTS

Stew Kettles, 3 to 8 Quarts

| | |
|----------------------|--------|
| 3-quart Stew Kettles | 55c |
| 4-quart Stew Kettles | 80c |
| 6-quart Stew Kettles | \$1.00 |

Preserving Kettles

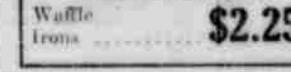


4 TO 8 QUARTS

| | |
|-----------------------------|-----|
| Preserving Kettles, 4-quart | 60c |
| Preserving Kettles, 6-quart | 70c |
| Preserving Kettles, 8-quart | 80c |

Wash Basins

| | |
|--------------------|-----|
| Wash Basin, small | 35c |
| Wash Basin, medium | 40c |
| Wash Basin, large | 45c |



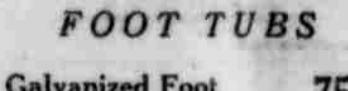
\$2.25

Galvanized

WASH BOILERS



FOOT TUBS



Galvanized Foot Tubs

75c

FRYING PANS

| | |
|-------------|-----|
| Frying Pans | 10c |
| Frying Pans | 15c |
| Frying Pans | 20c |
| Frying Pans | 35c |

ACCORDING TO SIZE

TIN PAILS

| | |
|-----------|-----|
| Tin Pails | 40c |
|-----------|-----|

GALVANIZED OIL CANS

| | |
|---------------------|-----|
| Galvanized Oil Cans | 75c |
|---------------------|-----|

All Copper WASH BOILER

\$6.00

TINWARE

Galvanized Wash Tubs

| | |
|---------|--------|
| Size 00 | 70c |
| Size 0 | 75c |
| Size 1 | 90c |
| Size 2 | \$1.00 |
| Size 3 | \$1.15 |

Tinware is the preferred material and you will find item by item, that Rosenwald's regular tinware prices offer substantial economies in well made utensils.

Pie Tins . . . 10c
Cake Tins, Perfection . . . 30c

Flour Sifter . . . 50c
Tin Cups . . . 5c
Tin Rinsing Pan . . . 35c

Galvanized

Refrigerator Pan

65c



LATEST SPORT NEWS

WILLIAMS JUST
EMERGING FROM
RUTH'S SHADOW

Season's Premier Circuit Clouter Was Runner-Up in 1921

By KEN WILLIAMS III

One man can be so big in baseball, do such remarkable things that he completely overshadows all feats of other players. That is what the American eagle batters have been up against for three or four years in the person of Babe Ruth.

With Ruth the hitting of home runs was such an easy task that he completely overshadowed the premium. That fandom has always placed on a swat for the circuit.

Ruth hit so many home runs during the past three years that when some other players made a home run it received little more than passing mention.

Good Season at Bat

Last season I hit .347 in the American league. I made 31 two-base hits, seven three-base hits and 24 home runs. Ordinarily I would consider a mighty good season at the bat.

Ruth, however, with 44 two-bangers, 16 three-bangers and 59 home runs, had all the rest of us bathed cold.

Once upon a time not so many years back the making of 24 home runs in the American league would designate a player a national champion.

Yet last season my home-run record meant nothing to the fans. Only a few really knew I made .347.

Ruth was the dominating figure of the American league. When players are keenly interested in the doing of others, Ruth gives off some idea of his importance.

All Watching Ruth

For the last two years however, every big league player would return to the sport sheet look at the New York score the very first thing to see if Ruth had any homers.

There is one reason why my showing has created such a stir in the early weeks of the season. I am sure a lot of people wonder how I ever started making home runs. Few of the fans knew I was the runner-up in 1921, simply because Ruth had eclipsed the rest of us we were in the same race.

Billy Evans Says:

Eddie Collins, star second sacker of the Chicago White Sox, knows a great player and a ball club when he sees one.

As Eddie Collins who, club with win the pennant in the American league and probably the best team will get, you can make as good a guess as I can."

While Collins realizes that New York will be a hard club to beat he is also aware of the fact that Cleveland, St. Louis and Washington will have something to say about the American league bunting.

"The White Sox won't win any pennant this year," remarked Eddie the other day, "but they are going to give many a contender a jolt before the season is over."

Any time the Chicago club gets good and bad opposition is going to have a tough time beating us. When Red Faber is in the box no club in the American league has a thing on the Sox."

Collins has a definite opinion on the outcome of the National League. He is strong for the New York Giants. The White Sox played a series of 12 games in the spring with the Giants, winning six of them. Collins therefore had a very good chance to get a line on New York.

"McGraw has a great team," says Collins, "and looks to me as if it ought to breeze in. I can't say any other club that has much of a chance unless it is the St. Louis Cardinals."

"The Giants have a wonderful infield. Grosh at third, Bancroft at short and Frisch at second are hard to beat. The outfield is a good one, the catching far above the average and the pitching consistent, if not great."

I am particularly strong for Neft. He strikes me as a great southpaw. Neft has plenty of stuff and in addition knows how to pitch. He is also a great fielder. It is a fine ball club, one to be reckoned with the greatest teams of all time. It has a punch, is aggressive, and plays intelligent baseball. If McGraw it has a great manager who will get everything possible out of the team."

The Giants certainly look like the class of the National league to me."

CHICAGO—Young Jake Schaefer, champion, today held a slim lead over Walker Cochrane, challenger, as the result of the first night's play in the 1,568 point match for the 182 balk line basketball championship. The second block of 808 will be played tonight.



Allen's Shoe Shop
JUSTIN'S BOOTS
For Men and Women
Army Shoes for Men and Boys
PHONE 187
505 WEST CENTRAL
SHOES CALLED FOR and DELIVERED

Standings

American League

| | W | L | Pct. |
|--------------|----|----|------|
| New York | 20 | 11 | .645 |
| St. Louis | 19 | 11 | .593 |
| Detroit | 15 | 15 | .500 |
| Philadelphia | 14 | 16 | .500 |
| Cleveland | 14 | 16 | .487 |
| Boston | 12 | 18 | .452 |
| Chicago | 11 | 17 | .383 |
| Washington | 12 | 19 | .381 |

National League

| | W | L | Pct. |
|--------------|----|----|------|
| New York | 20 | 8 | .714 |
| St. Louis | 18 | 11 | .593 |
| Pittsburgh | 15 | 12 | .556 |
| Chicago | 14 | 13 | .519 |
| Philadelphia | 11 | 15 | .423 |
| Baltimore | 11 | 15 | .400 |
| Cincinnati | 12 | 14 | .400 |
| Boston | 8 | 21 | .292 |

Yesterday's Results

NATIONAL LEAGUE
Boston, 7; Pittsburgh, 5.
Chicago, 3; New York, 2.
Philadelphia-St. Louis, rain.
Only three scheduled.

AMERICAN LEAGUE
Detroit, 4; Washington, 2.
Philadelphia-St. Louis, rain.
New York-Cleveland, 0.
St. Louis-Boston, 5.

COAST LEAGUE
Oakland, 8; Los Angeles, 8.
Called on account of darkness at the end of fourteenth).

Seattle, 11; Salt Lake, 8.
Vermont, 5; San Francisco, 2.
Portland, 3; Sacramento, 5.

WESTERN LEAGUE
Wichita, 7; Tulsa, 6.
Omaha-Lee's Moines, postponed.
Only two games scheduled.

AMERICAN ASSOCIATION
St. Paul, 6; Columbus, 5.
Toledo, 10; Minneapolis, 3.
Indianapolis, 11; Kansas City, 8.
Louisville, 4; Milwaukee, 2.

WEST TEXAS LEAGUE
Abilene, 7, 12, 10; Clovis, 8, 10.
Batteries: Embry, Edgar and Brush; Mickey, Holloway and Ervin.

San Angelo, 4, 15, 1; Lubbock, 7,
11, 2. Batteries: McEve, Trammel and Alexander; Swenson and Allen.

Ranger-Amarillo, postponed;
rain.

Stamford-Sweetwater, postponed;
rain.

Athletics and
Tigers Playing in
Surprising Form

NEW YORK, May 17.—The Yankees and St. Louis today are sharing the first division with two former rivals for the cellar championship—Philadelphia Athletics and Detroit Tigers who right now are playing the most sensational games of the season. The Yankees, again starting at bat with three hits in as many times up, led their team to an easy four to two victory over Washington while the Mack-men hammered Robertson, the White Sox no-hit pitcher, out of the box and won 3 to 0. Washington pulled a triple play in the ninth inning, the fourth of the season.

The pace setters, New York and St. Louis also won, but the Tigers and Athletics are tied for third place and close on the heels of the leaders. The New Yorkers blanked Cleveland 3 to 0, while the Browns nosed out Boston, 6 to 5, in 13 innings. Kenneth Williams, who gathered four hits, started the winning rally with a double.

Only two games were played in the National, the Giants bowing to the Cubs, while Pittsburgh was losing to Boston, 7 to 5 in 12 innings. The Pirates also lost the services temporarily of Sherstop Maranville, who was carried from the ground after being spiked.

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JUSTIN'S—Bertha M. Shutt, Albuquerque, owner of Justin's, has just opened a new store at 1000 Central Avenue, between 2nd and 3rd Streets. The store is well equipped and has a large stock of men's and women's clothing.

Allen's Shoe Shop
JUSTIN'S BOOTS
For Men and Women
Army Shoes for Men and Boys
PHONE 187
505 WEST CENTRAL
SHOES CALLED FOR and DELIVERED

Shoe Store
JUSTIN'S

COURT DISMISSES PERJURY CHARGE AGAINST CAMERON

Demurser of Arizona Senator Is Sustained

PHOENIX, May 17.—Federal Judge Van Fleet today sustained the demurser of United States Senator Ralph H. Cameron, republican of Arizona, to an indictment which accused the senator of perjury. The indictment was ordered dismissed.

The Senator was charged with having received contributions totaling more than \$26,000 from a sworn statement of campaign receipts in the 1920 election. Harry Williams of Philadelphia was mentioned as having given \$18,000 of the amount.

In a written decision, Judge Van Fleet declared he had reached the conclusion that facts alleged in the indictment were "wholly immaterial and insufficient to constitute a cause of action." Under the action which the indictment was based, he said, a candidate may receive any amount for his campaign and can be punished only for exceeding in his campaign expenses the amount limited by law. The ruling came as a surprise because Judge Van Fleet several times had intimated that he was inclined to overrule the demurser and order Senator Cameron to trial.

U. N. M. GRADUATES LUNCHEON GUESTS OF KIWANIS CLUB

An address by J. H. Coons to the graduates of the University of New Mexico, who were the guests of the Kiwanis Club, announced that the Kiwanis-Holiday baseball team will play the University of New Mexico Nine at University field next Wednesday afternoon constituted the chief business at the luncheon of the Kiwanis club this noon.

Mr. Coons told the graduates that "a man who would succeed better than the average man must work and govern his life better than the average. The educated man has never finished his education. In conclusion Mr. Coons expressed in behalf of the Kiwanis a wish for their success."

On Wednesday evening, announcing the time and place for the baseball game, stated that the Kiwanis and University players were already hard at practice. The proceeds of the game will go to the athletic fund of the University and to the Boy Scouts.

Ralph Hernandez, president of the senior class of the University, and Miss Irene Wickford also made short talk. The music consisted of a vocal solo by Miss Maude Rutherford; a vocal solo by Thomas Calking and a violin solo by Miss Dorothy Cameron. Miss Norma Williams was accompanist.

Justice Must Pay Back License Tax

Judgment against the justice of peace at Old Town was given in the district court today in a suit filed yesterday by Perfetto R. Ferri, who runs a dance and amusement hall on New York avenue, near Sixteenth street. In this suit, Ferri alleged that when he took out his license to run the dance hall several days ago, the justice charged him \$10 extra as a license tax.

According to the judgment today, the 1917 law which allows this extra \$10 tax is repealed by the 1915 law. The justice is therefore ordered to pay the \$10 back.

Arizona Democrats Pick Ticket for Primary Election

TUCSON, Ariz., May 17.—Rep. Charles H. Ward, Phoenix, leading the party ticket to be submitted in the primaries, the state democratic conference which adjourned sine die at 2 a.m. today, made the following nominations for state offices:

Supreme Justice, to fill the unexpired term of the late Judge A. C. Baker. Frank H. Lyman, Maricopa county.

Associate Justice, long term, Chief Justice H. D. Ross, Cochise county.

Governor, Chas. H. Ward, Maricopa county.

Secretary of state, J. H. Kreay, Greene county.

State auditor, Richard H. Ramsey, Yuma county.

State treasurer, Wayne Hobbs, Mohave county.

Attorney general, John W. Murphy, Gila county.

Supintendent of public instruction, Mrs. C. Louise Boeckeler, Yuma county.

State corporation commissioner, Amos Butts, Maricopa county.

State tax commissioner, Chas. H. Howe, Cochise county.

Mine Inspector, Ed O'Hagan.

The ticket named was generally considered a victory for the conservative element in the democratic party, although the labor element incorporated a strong plank into the platform adopted by the convention.

Frank H. French, Tucson, addressed the conference here yesterday evening, en route to Los Angeles, where he is expected to arrive tonight.

DEATHS

ISADAN—Jerry Ragan, 21 years old, died at his home on South Arno street early this morning. Mr. Ragan came here from Indiana about a year ago and is survived by his mother and father and one sister, who were with him here, and two brothers in Indiana. Funeral arrangements will be announced later. C. T. French is in charge.

BUILDING FIRED IN NEW OUTBREAK IN LABOR WAR

Wife of Driver of the
'Death Car' Said to
Have Confessed

CHICAGO, May 17.—Police today searched for unexploded bombs believed to have been placed in a \$500,000 apartment building in North Chicago, which last night was damaged by fire, started, police say, by terrorism in connection with the so-called Chicago labor war. Another development on which the authorities worked today was the confession, said by police to have been obtained yesterday from Mrs. Margaret Miller, wife of John Miller, under arrest as the alleged driver of the "death car," from which shots were fired killing two policemen early Wednesday in the labor trial.

Police connect the firing of the building with labor disorders through a man who warned two women in an adjoining building, "To hell with the landlords award," he shouted as he attempted to kick one of the women. He is being sought by the police.

The building, damaged by fire with an estimated loss of \$250,000, was being erected under the leadership of a contractor founded down by K. M. Landis, former federal judge, acting as arbitrator which was intended to settle labor disputes between contractors and members of the Chicago Building Trades council. The structure was owned by a contractor who denied receiving threats. The 100 workmen on the building are divided in two classes, steamfitters and masons, working under the Landis award, and carpenters and plumbers working under the old union scale.

That the fire was incendiary has been proven beyond doubt, police say. All fire fighting apparatus in North Chicago was called out and the stations filled with other engines, in expectation that more fires would be kindled in accordance with a threat police are said to have received from the underworld.

Needless to say, "The Wise Kid" wasn't wise at the start. But she was clever enough to pretend it, and it is said the story offers some situations that stimulate with wry humor, depicting the ingenuity of the little girl.

Universal signed a star to play opposite her in the male lead. He is David Butler and his role is one of those human characteristics for which he has become famous.

Others in the cast are Henry A. Barrows, Fred Lancaster, Norman Hogen, John Johnston, Ted Browning, etc.

THREE MUSKETERS PLEASE BIG CROWD AT PASTIME

The audience at the Pastime theater yesterday was transported backward into the ages a distance of three hundred years through the medium of Douglas Fairbanks' newest picture, "The Three Musketeers."

Flashing swords, great sacrifices and daring deeds of heroism make

Because the Buick is built for long and hard service the re-sale value of Buick is unusually high.

Look through the classified ads of any metropolitan paper. Notice how 1914, 1915 and 1916 Buicks are advertised as being in perfect mechanical order. Note how they still command reasonable prices. Many Buick cars have made hundred-thousand mile records in New Mexico where road conditions try any car.

Buick has proven to be THE BEST for New Mexico regardless of price. Buick cars have OUT WORN and OUT RUN cars costing three times as much in stage service in New Mexico. Careful repair and mileage records prove it.

The Buick valve-in-head motor not only supplies an abundance of easy flowing power, but, because of its principle and construction is economical of fuel to an almost unbelievable degree.

Buick is New Mexico's favorite car. It has been put through every test of power and service imaginable, and in New Mexico one out of every three cars IN SERVICE

(other than Fords) is a Buick.

**ODEN-BUICK
C O M P A N Y
FIFTH STREET & GOLD AVENUE
ALBUQUERQUE - NEW MEXICO**

Fifth St. and Gold Ave.

Phone 2100

WHEN BETTER AUTOMOBILES ARE
BUILT BUICK WILL BUILD THEM.

AT THE THEATERS

"Find the Woman," is a mystery story growing out of the murder of a cardinal. The woman is found dead, with one hand clutching a piece of a woman's dress. On a memorandum pad on his desk is the name of a woman, and the thing that remains is to find the woman.

"Burn! Burn! Barnes," is the title of a series of tenreco pictures narrating the hero of the famous "Torchy" stories. This picture is an automobile racing series with all the speed and action that it is possible to crowd into a film.

"The Three Musketeers," famous novel by D'Artagnan, makes a picture of unusual interest and fascination. Set in a different country and time than the one in which we live, it carries the mind and completely affords a greater imaginative pleasure.

"The Wise Kid," didn't know everything to start with, but when her interest was aroused she went into things to find out, as that she did eventually learn a few things. Gladys Walton fits well into the part, and it is a delight to follow her through her screen adventures.

GLADYS WALTON IS A FLAPPER IN NEW PICTURE AT IDEAL

Gladys Walton, the new ingenue, is that off "The Wise Kid" in the picture of that name in the deal starting today.

Needless to say, "The Wise Kid" wasn't wise at the start. But she was clever enough to pretend it, and it is said the story offers some situations that stimulate with wry humor, depicting the ingenuity of the little girl.

Universal signed a star to play opposite her in the male lead. He is David Butler and his role is one of those human characteristics for which he has become famous.

Others in the cast are Henry A. Barrows, Fred Lancaster, Norman Hogen, John Johnston, Ted Browning, etc.

Every role in this feature is bigger filled. Marguerite De La Motte's work in the past of *Conches*, the little seamstress who was the queen's closest companion and who was also in love with the intelligent and resourceful D'Artagnan, is one of the most naive interpretations of a clever little actress line ever given us.

Every other role is splendidly cast. Most notable among the players are Adolphe Menjou as King Louis XIII, Mary MacLaren as Queen Anne, Ned de Peyster as Cardinal Richelieu, Thomas Molyneux as the Duke of Buckingham, Basilis La Mire as Milady de Winter, Boyd Keith as Rochester, Lou Huff as the mount, expert monk, Father Joseph, William Collier as Dr. Travers, captain of King Musketeers, and Leon Day, George Segurra and Eugene Pallette as the three musketeers.

Flashing swords, great sacrifices and daring deeds of heroism make



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FIFTH STREET & GOLD AVENUE
ALBUQUERQUE - NEW MEXICO**

Fifth St. and Gold Ave.

Phone 2100

WHEN BETTER AUTOMOBILES ARE
BUILT BUICK WILL BUILD THEM.

ONLY 5c
for an extra can of

DR. PRICE'S PHOSPHATE BAKING POWDER

POSITIVELY the greatest value ever offered in a whole-some high-grade baking powder. If you haven't taken advantage of it **do so today**—the supply is limited.

Every can bears a blue sticker on the label containing this special offer:

SPECIAL ADVERTISING SALE

| | |
|---|----------|
| One 12 oz. can at regular price | 25 cents |
| One 12 oz. can at special price | 05 cents |
| Two 12 oz. cans for | 30 cents |

Perfect Satisfaction Guaranteed or Money Refunded

Never again are you apt to get this famous brand of baking powder at this "give-away" price, which is offered during this sale, just to give every housekeeper an opportunity to prove its superiority for herself.

Don't miss this wonderful opportunity

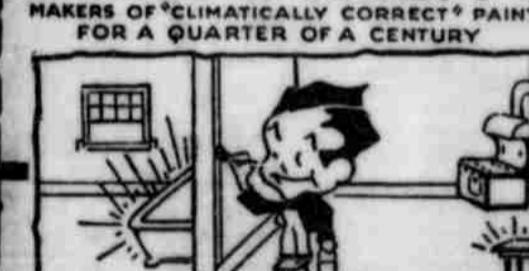
If the first grocer you call on hasn't any left, try the next one. Don't let this opportunity slip by. It's all new stock and guaranteed to give perfect satisfaction or money refunded.

The time grows short. Act today!

WHOOPING COUGH
No "cure"—but helps to reduce paroxysms of coughing.
VICKS VAPORUB
Over 17 Million Jars Used Yearly



McPHEE & McGINNITY CO. MAKERS OF "CLIMATICALLY CORRECT" PAINTS FOR A QUARTER OF A CENTURY



The Bath Room and the Kitchen

No rooms are of more concern to the housewife than these.

She wants them to radiate cleanliness, purity, spotlessness—to be nothing less than immaculate!

EMOLITE ENAMEL

is the answer—be it pure white, old ivory, Parisian gray or light blue.

No mystery about the application of Emolite Enamel. No scrape, no bake, just apply from the can!

It gives a porcelain-like finish to woodwork or tub, and cleans perfectly with hot water and soap or cleaning powders.

SUPERIOR LUMBER & MILL CO.

501 South First St. Phone 377

Save the surface and
you save all.

That Intangible Something

BACK of the Telephone there is something intangible—something invisible—something without which the instrument itself would be of little value.

It is something wrought into every unit of telephone equipment—something which pervades the atmosphere of the central exchanges and of the administrative offices.

It is something which animates and gives urge to the personnel of the employe body, out of which emanates efficiency, courtesy and a genuine desire to please.

That intangible something is The Spirit of Service, woven into the warp and woof of the entire fabric of our Company.

It is this same Spirit of Service that has made possible our growth from an exchange of 200 stations in 1879 to a system of 350,000 stations in 1922.

76

Mountain States Telephone
and Telegraph Co.

YOU WILL FIND IT IN OUR CLASSIFIED COLUMNS

**THE ALBUQUERQUE
EVENING HERALD**
CENTRAL PRINTING COMPANY, Publishers
JOHN RUSKIN, President; G. E. HENRY, General Manager;
H. S. HENRY, Managing Editor
Published every afternoon and Friday morning at The
624 Building, corner of Copper Avenue and North Third
Streets, Albuquerque, New Mexico.
Entered as second-class matter at the post office at Albuquerque, New Mexico, under act of Congress of March 3, 1879.

SUBSCRIPTION RATES

1. Daily and Sunday:
One Month, by mail or carrier \$5.00
One year to advance \$50.00
One year, by carrier \$40.00

TELEPHONE 345

Branch exchange connecting all departments

FOREIGN ADVERTISING
REPRESENTATIVES

FRONT, LANDIS & KELLY
125 Fifth Ave., New York, N. Y.; Madison Square 6424
People's Gas Building, Chicago, Ill.; Phoenix, Harrison 7259
Candler Building, Atlanta, Ga.

MEMBER OF THE ASSOCIATED PRESS

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WEDNESDAY, MAY 17, 1922

A WARNING

MONDAY, a child playing with other children at "catching rides" on a heavy dump wagon, fell and was caught with head between the spokes of a wheel and was horribly crushed. The driver of this particular wagon had warned the children away. They returned, with childish daring, as children will.

This case should serve as a warning to parents to employ every possible means of persuasion to discourage children from playing about moving wagons, street cars and in streets over which automobiles are constantly passing.

Harsh orders and punishment probably will not help much avail, for children everywhere are alike in the desire to ride on something—wagon, street car or motor car. Children like action. They gravitate to the center of the street as much because action and watchfulness are required for safety as for any other reason. But steady, simple persuasion, backed by reasonable argument and illustration will not fail of its influence upon the child mind and this course is urged upon parents all over Albuquerque.

The number of children who play in the streets, the number who risk life and limb dodging in front of motor cars, the number who "catch rides" on heavy wagons, the number who "hop" street cars is amazing. Every time a child tries one of these admittedly interesting adventures he takes risk of permanent injury or sudden death.

If parents would take the time to explain the obvious dangers in the pastimes referred to, explain them patiently and persistently, it might stop some of the unnecessary risk large numbers of Albuquerque children are constantly exposed to. The parental influence is the only one that can have any effect in checking this menace to children and of lifelong sorrow to those who unintentionally participate in injuries they suffer through street-play accident.

Ace Holzman, composer of popular music, declares that "Jazz is in its infancy." That's the most hopeful thing we've seen about Jazz. Infants almost invariably show a disposition to make less noise the older they become.

WAKE UP

A NEWS article in yesterday's Herald stated that a party of 100 Albuquerque business men had gone out to survey the middle Rio Grande valley with a view to understanding its needs and possibilities in flood protection and reclamation. Another item said that a total of 300 citizens of the middle valley were expected to have signed the membership roll of the Middle Rio Grande Valley association by Thursday night.

If 100 Albuquerque business men, after seeing the state of this valley in course of an extended automobile drive do not produce more than 300 members for the Middle Rio Grande Valley association by Thursday night, either those 100 men will have been asleep during the drive or there is something the matter with the organization plan.

The manager of the Chamber of Commerce states that the reclamation of this valley would add 75,000 to its producing population. If that estimate is right, or even one-half right, it is worth a month's full time of every business man in Albuquerque to bring it about in the shortest possible time.

"BUNCOING THE PEOPLE"

A LOCAL morning paper publishes a first page essay entitled "Buncoing the people," in which the people of New Mexico are assured that

"New Mexico has the most unresponsive government in America. State administration is incompetent and corrupt. Many school districts squander or steal the children's money."

Upon a somewhat similar line of assurance as to their unfortunate state the people of New Mexico were told more than a year ago that if they would finance this local morning paper by purchasing its first mortgage bonds advertised for immediate issuance and to return 8 per cent interest, payable semi-annually, speedy relief from the alleged intolerable conditions would be provided through the intervention of a "new newspaper," which would turn the "white light of pitiless publicity" upon all wrong-doers thus introducing the "Dawn of the New Day."

The people came forward in response to the alluring advertisements, paying in perfectly good money for the promised 8 per cent, first mortgage bonds. They received receipts for their money, some of which were signed by the publisher of the newspaper thus financed, and some by his agents who peddled the bonds on 10 per cent commission.

A year has passed and the sad news is broken to the trusting people of New Mexico that the condition of their public affairs is even worse than it was when the reforming agency was financed—and the bonds have not yet been issued, nor has the interest been paid, except possibly in a few favored cases where instant de-

A THOUGHT

I am the Lord thy God which teacheth thee to profit, which leadeth thee by the way thou shouldest go.—Isaiah 48:17.

If any man has done wrong, the harm is his own. But perhaps he has not done wrong.—Marcus Aurelius.

mands therefor have prevailed to the point of extraction.

Moreover the people are informed that there is only one hope of bringing about any betterment of the unfortunate conditions alleged to oppress them, which is through the success of the democratic ticket in the next election—and then only if that party be provided with "proper leadership." This "proper leadership," it is gently disclosed, involves the necessity of electing as governor the man generally accredited with having been most active in inducing the public to advance its money to finance the reformatory organ, while emissaries to the Old Home Town report authoritatively that the promoter and beneficiary of the bond sales has been chosen as the popular ideal of the democratic party's new and proper leadership as his candidate for the United States senate.

With such a reassuring prospect immediately before them how can the state of the people of New Mexico be as dark as it is pictured? Is not relief at hand?

Are not the real friends and unselfish champions of the oppressed people of this state about to step forth and rescue them from the clutches of sinister conspirators?

Are not the bonds about to be issued, "together with interest on your money from date of payment to November 1?"

True, it is stated in the same essay entitled "Buncoing the people," that

"Temporary embarrassment is enlarged into criminal misconduct."

While it is a fact that "temporary embarrassment" which appears to have extended over more than a year might seem to verge upon permanence, this is the first time we have seen the matter described as "criminal misconduct."

How could such a thought find its way into the mind of the champion of the oppressed, the advocate of civic righteousness, and of pitless publicity and frequent audits of all financial matters affecting the public and its interests? What place has such a suggestion in an essay entitled "Buncoing the People?"

With the character of the leadership promised New Mexico to conduct it out of its unhappy state, the outlook would seem to be quite bright were it not for the fact that the condition of this state is painted in even more sombre colors than was the case in the bond advertisements of April 1921. That the situation is described as worse now than it was then might suggest that the forces of unselfish reform require further financing and that a third first mortgage bond issue may be proffered to an eager public.

The reference in the essay under consideration to the famous remark of the late Mr. Barnum, to the general effect that the people like to be buncoed, might be taken by some to furnish added cause for anticipation of fresh appeals to the public to still further finance the induction of the Dawn of the New Day into full and rosy glow although today's bulletin says no such appeal will be made unless some one wishes to advance \$10,000 in a lump.

"Temporary embarrassment," as we recall the advertising campaign, was what last year's sale of bonds on the Dawn was expected to achieve.

We were even told that the prompt and generous response of the people to the appeal for help had relieved that temporary embarrassment and that the bonds sold to the public would be delivered just as soon as "letters of transmission can be prepared."

That was last January.

This essay entitled "Buncoing the People" is an interesting document of undoubted value. It reveals the conviction of the writer that the people of New Mexico "wish to be left alone in their slush." It discloses standards and ideals of public morality that are to say the least, unique. It will tend to further stimulate interest in the inquiry now becoming of general interest throughout the state, as to who has proven most efficient in buncoing the people of New Mexico. It may revive the debate that has raged at intervals over half a century and that is raised in question by this same essay, to wit:

"Was Barnum wrong when he said that the people desired to be buncoed?"

QUEER PEOPLE

WILLIAM S. KENTON, the new United States circuit judge, himself a reformer of the constructive type, with a considerable record of achievement, was discussing the other kind of reformers, the destructive type, at a recent dinner in Washington.

"Reformers—radical reformers—are queer people," he said. "Some of them are even dangerous people. With Russia under their eyes they keep tight on reforming."

"They remind me of a little girl who was drawing on a slate."

"What are you drawing dear?" said her mother.

"I am drawing God," she answered.

"But, her mother persisted, 'nobody knows what God is like.'

"They will," said the little girl, "when I get my drawing done."

DICKENS

Charles Dickens was a newspaper back-writer. His best stuff was chucked out at top-speed for the daily papers of London, and he had to work at top-speed to keep up with the presses.

For all that, Dickens was paid next to nothing.

At an auction of the library of the late Theodore N. Vail, in New York, 18 pages of Dickens manuscripts of a Dickens story sells for \$1,300.

That is not much more than Dickens would get if he were writing today. Modern civilization rewards artists in their lifetime, not years after their death.

It is a pity that Dickens did not live long enough to see his books appreciated.

He died in 1870, and his widow died in 1879.

He was buried in Westminster Abbey.

He was buried

Classified
Advertising Rate Card

REACTIVE FEBRUARY 18, 1922.
Half cent a word each insertion.
Standing classified, 10 cents a word per month.
Classified Display, 60 cents an inch first insertion, 50 cents each subsequent insertion. \$2.75 an inch each month.
Business and professional cards, \$2.75 an inch each month.
Classified Ads for The Evening Herald must be in the Herald office before 2 p.m. of publication day desired. Classified ads for The Evening Herald received no later than 7 a.m. each Saturday.
No ad can run for an indefinite period can be discontinued later than 12 o'clock noon.
Display classified forms close at 12:30 p.m. of publication.
The Herald will be responsible for only correct insertion.



NOTICE

FOR HOUSE CLEANING, Floor waxing, lawn work, call J. W. Lewis, 1420 N. Main Street.

WASHING AND DROPPING by the dozen or enough desired. Call 1705-J.

CLEANING PAPER AND PAINTING.

TO SHARE MY CAR with people having household goods shipped out of Chicago about June 10, 111 North Elm St., W. M. MOORE, practical planning, heating, repairing, dependable service. Get my prices. Phone 511-1.

HARICUTS, 40¢ shave, 25¢ face wash. Men's To Barber Shop, 500 W. Broadway.

BARBECUED MEATS—The best prices right. Little Wonder, 151 W. Main Street. R. H. Mitchell, proprietor. Phone 482-4.

DR. GRATOWSKI, Physician. Services and private office. A specialist.

EXAMINATION FREE

1515 W. Main Street.

HANDYMAN'S TOOLS AND SO LATEST PAPER CARD

SPECIAL 22-20

HAZARD ENGRAVING CO.

PHOENIX, ARIZONA.

LIBERAL COMMISSIONS paid to hustlers, either sex. Should be well acquainted in city. Must give names of two responsible parties as reference. Apply in own handwriting. Box R. D. H., care Herald.

LOST

LOST—Big sum offered reward. No question asked. Desiring ex-directory. Box A-6. Care Herald.

LOST—2-month-old Alcalde puppy. If found, return to 102 North Eighth St.

WANTED—Male Help

A FINANCIAL INSTITUTION DESIRES

the services of a competent young man. Address A-60, Care Herald, giving full information and past experience.

WANTED—Two salesmen for special work. Apply A-60, Care Herald, giving phone number.

HAVE A HIGH CLASS PROPOSITION

FOR THREE SALESMEN—Compensation should amount to at least \$50 per week.

Apply to Mr. F. Fornes, Comptroller.

FINE OPPORTUNITY—for young man who can speak Spanish to connect with a reliable mining company; giving experience who desires employed now. Mail replies to A-60, Care Herald.

WANTED—Female Help

WANTED—Chambermaid, at George Hotel.

WOMAN TO DUST in offices mornings and evenings. Call 2-30 p.m., New Mexico Bldg., Third and Central.

WANTED—Advertised house to rent in south end of town. Old Elks Hotel, 1 block west Santa Fe shops, 10th Street.

WANTED—Young lady who has had some selling experience. Address replies to Box A-60. Also, Young lady with past experience telephone number to conduct interview.

WANTED—Man or Woman

EMPLOYMENT OFFICE—All kinds of help served. Try our service, 110 South Third Street. Phone 314-2.

ENROLL IN OUR SPECIAL COURSES

FOR ALL OCCUPATIONS—see details in our catalogues. Send money to our graduate Western School for Private Secretaries. Telephone 301-7.

GOVERNMENT POSITIONS—Men, we want 20,000 men for railway mail positions other government positions examination soon. Salary \$1,400-\$1,500 per year. Experience unnecessary. Participants Inc., White Chamber of Commerce, 301 Pope Ridge, Washington D. C.

SITUATIONS WANTED

WANTED—Position nursing. Two years hospital experience. 601 South Walter.

WANTED—Young girls wanted home in exchange for light house work and small board.

FUNTION WANTED—As bookkeeper or cashier by war with family, several years general experience. Address A-61, care Herald.

POSITION WANTED—An accountant, all or part time, with all or part experience; preference given to account books of members of family. Address A-60, care Herald.

TWO YOUNG LADIES teachers with teaching positions together. A. G. Smith and Mrs. E. C. Smith. Call 1250-W in evenings. Experience, four years and one year. Columbia graduate teach Eng. Math, science, public speaking. Maximum salary, \$1,000. Minimum salary, \$800. Major subjects, history, primary. Minimum salary, \$1,200. Consider experience of principally. Box A-62, care Herald.

WANTED—Salesman

SALESMAN, DISTRIBUTOR—We want a district representative to sell direct to stores in New Mexico to sell direct to stores over high-grade Automobile Supplies; exclusive territory; no competition; our products sell at regular price; a real opportunity for the most successful. Call 2-3000, care the advertising department, Care, Plaza City, Okla.

WANTED—Miscellaneous

WANTED—Plaster piano, in first class condition. Phone 1539-J.

SCUTS CLEARED AND PREPARED, \$1.00 each present 20¢, an additional charge. City Cleaners, 44-1.

WE PAY HIGHEST PRICES for office equipment.

Wright's Trading Post, Fourth and Gold.

MAX HARGOG STORES at 315 North First will pay the highest prices for your second hand radios and cameras. Call 2-300.

MONEY IN FOUR STYLES—The romances need large or smaller metal anything, clocks, sewing machines, stoves, furniture, guns and bicycles. Wilcox, 521-W.

WANTED—One or two by electric motor either single or double speed. Call to get price. Wright's Trading Post, 315 W. First Street.

GOOD OFFICE SPACE FOR SALE: BARGAIN ON EAST TERMES 115 SOUTH SECOND. PHONE 504-W.

PIANOS AND FLAT TOP PIANOS—Price war values. Phone 150. Geo. P. LeGrand Piano Co. 214 So. Walter St. phone 150.

BAILLIE

FOR SALE—A 1921 5' 1" racing steel radio is weight of 54-57 lbs. per yard. Complete equipment at very attractive price. Write or wire for quotations, stating weight of radio and amount desired. Price 215. T. E. Biddle, 215 Tongue St., Wright's Trading Post, Fourth and Gold.

EMPLOYEE BOOKKEEPER will keep an additional set of books. Reasonable rates. Address A-62, care Evening Herald.

PROFESSIONAL CARDS

DR. S. C. CLARKE

For Men and Women. Glasses Fitted. 215 W. Second Ave. Office Hours 8 to 10 a.m. and 2 to 4 p.m.

GOOD OFFICE SPACE FOR SALE: BARGAIN ON EAST TERMES 115 SOUTH SECOND. PHONE 504-W.

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PROFESSIONAL

Albuquerque's
Finest
Theater

PASTIME

NOW SHOWING



Douglas Fairbanks

As D'ARTAGNAN, in

"THE THREE MUSKETEERS"



Scene from DOUGLAS FAIRBANKS in "THE THREE MUSKETEERS."

Time of Shows—1:30, 4:10 and 8:00

Tickets on Sale From 1 to 4:10 and from 7 to 8:30

Special Orchestra Starting at 7:45

ADMISSION

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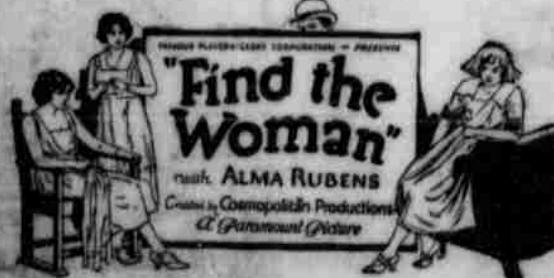
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Booth Loses His Suit Against Gross, Kelly & Co.

Judge M. E. Hickey in district court yesterday denied the case of William H. Booth vs. Gross, Kelly & Co., the now defunct film company which, it is claimed, was connected with the Gross, Kelly & Co. wholesale business in Albuquerque. He brought suit for an accounting of dividends declared by Gross, Kelly & Co. during his association with that concern, setting up that under an agreement with the company he was entitled to participate in such dividends.

The plaintiff introduced a letter written by H. W. Kelly in 1903 in which the latter stated that while the directors of the Gross-Kelly company declined to issue stock to Booth they would pay him, in addition to his salary, the equivalent of the company's regular dividend upon his stock.

The testimony tended to show that the plaintiff from 1903 to 1915 received the equivalent of 12 per cent on \$5,000, the company's regular rate of dividend on its stock, in addition to his salary, but that he did not participate in a stock dividend of \$300,000 declared in 1915. The plaintiff contend that his agreement implied his right to participate in such extra dividends.

The contention of the defendants was that Gross, Kelly & Co. agreed merely to allow Booth a bonus to the equivalent of the company's regular dividend on its stock, which the evidence tends to prove had been paid throughout his connection with the firm from 1903 to 1915.

AN APPRECIATION
We take this means of thanking our friends for their numerous calls and thoughtful aid during our recent bereavement. May the Door of all good things abundantly reward each of you.

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ROBBIE—You tell 'em, Fred! If you can't get a new shop out of a silk worm, why not?
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From the Metropolitan Mag. Story by Wm. Stevens McNutt
Directed by Tod Browning, the man who made "Outside the Law"

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