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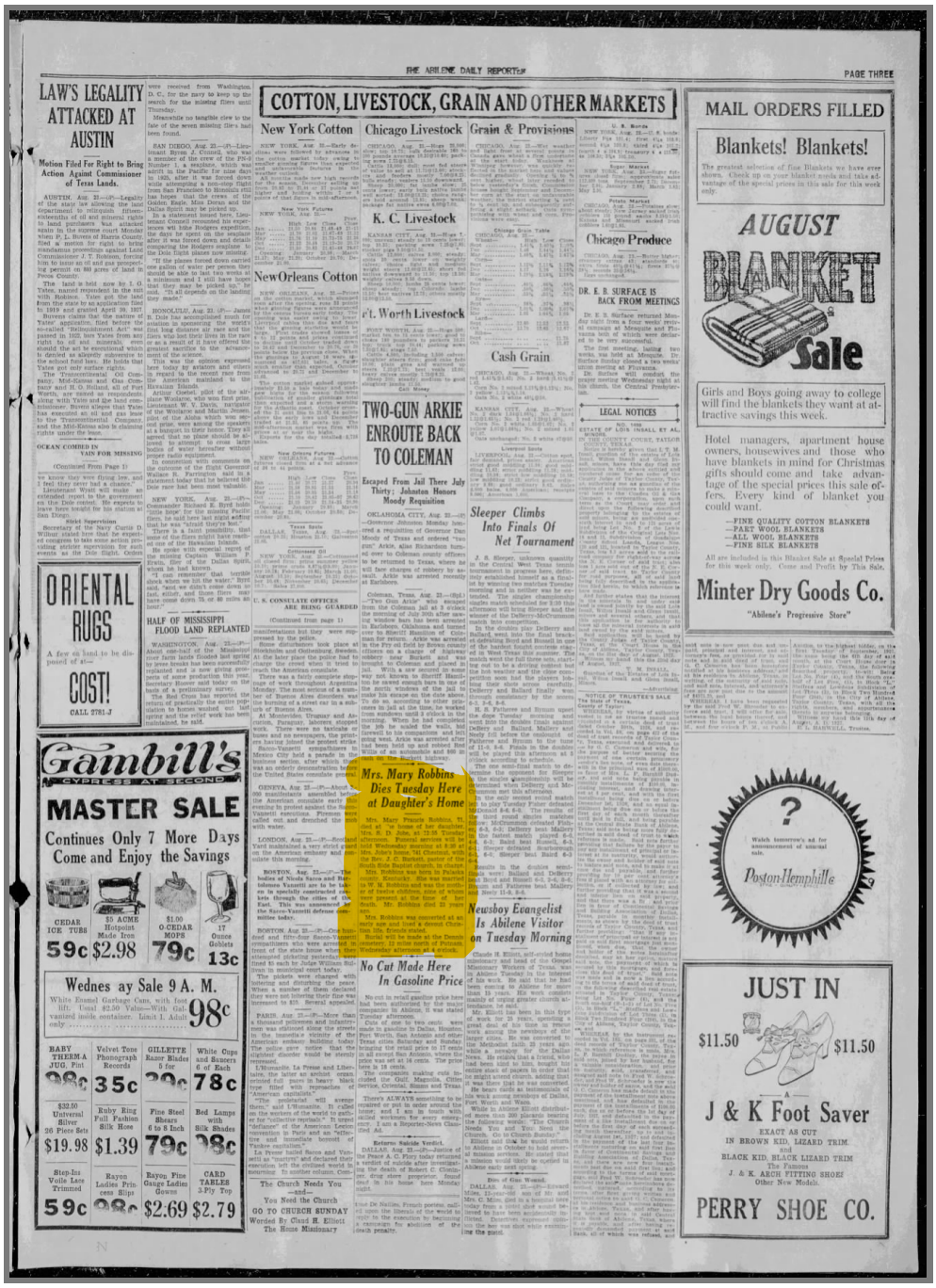

THE ABILENE DAILY REPORTER PAGE THREE

# LAW'S LEGALITY ATTACKED AT AUSTIN

**Motion Filed For Right to Bring Action Against Commissioner of Texas Lands.**

AUSTIN, Aug. 23.—(AP)—Legality of the state law allowing the land department to relinquish fifteen-sixteenths of oil and mineral rights to land purchasers was attacked again in the supreme court Monday when P. L. Rivers of Harris County filed a motion for right to bring mandamus proceedings against Land Commissioner J. T. Robison, forcing him to issue an oil and gas prospecting permit on 960 acres of land in Pecos County.

The land is held now by I. O. Yates, named respondent in the suit with Robison. Yates got the land from the state by an application filed in 1919 and granted April 30, 1927.

Rivers claims that the natives of Yates' application, filed before the so-called "Relinquishment Act" was passed in 1925, bars Yates from any right to oil and minerals, even should the act be executional which is denied as allegedly subversive to the school fund law. He holds that Yates got only surface rights.

The Transcontinental Oil Company, Mid-Kansas and Gas Company and H. O. Boland, all of Fort Worth, are named as respondents along with Yates and the land commissioner. Rivers alleges that Yates has executed an oil and gas lease to the Transcontinental Company, and the Mid-Kansas also is claiming rights under the lease.

OCEAN COMBED IN VAIN FOR MISSING

(Continued From Page 1)

we know they were flying low, and I feel they never had a chance."

Lieutenant Wyatt will make an extended report to the government on the Dole retinol. He expects to leave here tonight for his station at San Diego.

Strict Supervision

Secretary of the Navy Curtis D. Wilbur stated here that he expected congress to take some action providing stricter supervision for such events as the Dole flight. Orders were received from Washington, D. C., for the navy to keep up the search for the missing fliers until Thursday.

Meanwhile no tangible clew to the fate of the seven missing fliers had been found.

SAN DIEGO, Aug. 23.—(AP)—Lieutenant Byron J. Connell, who was executive officer of the crew of the PN-9, Number 1, a seaplane, which was adrift in the Pacific for nine days in 1925, after it was forced down while attempting a non-stop flight from San Francisco to Honolulu and has hopes that the crews of the Golden Eagle, Miss Doran and the Dallas Spirit may be picked up.

In a statement issued here, Lieutenant Connell recounted his experiences wit hthe Rodgers expedition, the days he spent on the seaplane after it was forced down and details comparing the Rodgers seaplane to the Dole flight planes now missing.

"If the planes forced down carried one gallon of water per person they should be able to last two weeks at a minimum and I still have hopes that they may be picked up," he said. "It all depends on the landing they made."

HONOLULU, Aug. 23.—(AP)—James D. Dole is accomplished much for mankind in sponsoring the world's first long distance air race and the fliers who lost their lives in the race or as a result of it have offered the greatest sacrifice to the advancement of the science.

This was the opinion expressed here today by aviators and others in regard to the record race from the American mainland to the Hawaiian Islands.

Arthur Goebel, pilot of the airplane Woolaroc, who won first prize, Lieutenant W. V. Davis, navigator of the Woolaroc and Martin Jensen, pilot of the Aloha which won second prize, were among the speakers at a banquet in their honor. They assured that no plane should be allowed to attempt to cross laden bodies of water without adequate radio equipment.

Other speakers, with comments on the outcome of the flight Governor Wallace R. Farrington said in a statement today that he believed the Dole race had been most valuable.

NEW YORK, Aug. 23.—(AP)—Commander Richard E. Byrd holds "little hope" for the missing Pacific fliers, he said here last night adding that he was "afraid they're lost."

There is a faint possibility, Byrd says of the fliers might have reached one of the Hawaiian Islands.

He spoke with especial regret of the missing Captain William P. Erwin, flier of the Dallas Spirit, whom he had known.

"I can remember that terrible shock when we got the news," Byrd said, "and we didn't come down in fast, either, and those fliers may have come down 75 or 80 miles ahead."

## HALF OF MISSISSIPPI FLOOD LAND REPLANTED

WASHINGTON, Aug. 23.—(AP)—Almost one-half of the Mississippi river farm lands flooded last spring by levee breaks has been successfully replanted and a new giving promise of some production this year, Secretary Hoover said today on the basis of a preliminary survey.

The Red Cross has reported the return of practically the entire population to homes wrested out last spring and the relief work has been curtailed, he said.

ORIENTAL RUGS
A few oil land to be disposed of at—
COST!
CALL 2781-J

Gambill's
CYPRESS AT SECOND
MASTER SALE
Continues Only 7 More Days
Come and Enjoy the Savings
CEDAR ICE TUBS 59c
$5 ACME Hotpoint Made Iron $2.98
$1.00 O-CEDAR MOPS 79c
17 Ounce Goblets 13c
Wednesday Sale 9 A. M.
White Enamel Garbage Cans, with lock lift. Usual $2.50 Value—With Galvanized inside container. Limit 1. Also only ..... 98c
BABY THERM-A JUG, Pint 98c
Velvet Tone Phonograph Records 35c
GILLETTE Razor Blades 5 for 39c
White Cups 6 of Each 78c
$22.50 Universal Silver 26 Piece Sets $19.98
Ruby Ring Full Fashion Silk Hose $1.39
Fine Steel Shears 6 to 8 Inch 79c
Bed Lamps with Silk Shades 98c
Step-Ins Voile Lace Trimmed 59c
Rayon Ladies Prin. Gowns 98c
Rayon Fine Gauge Ladies Gowns $2.69
CARD TABLES 3-Ply Top $2.79

# COTTON, LIVESTOCK, GRAIN AND OTHER MARKETS

## New York Cotton

NEW YORK, Aug. 23.—Hardy December rallied from a new low record for the season to a net advance of 11 points in the cotton market today owing to covering during further buying and unfavorable features in the weather map.

All months made new low records for the season, December selling as low as 20.40 or 37 points or more lower and closing within 7 or 8 points of the latest bulges in the afternoon.

New York Futures

NEW YORK, Aug. 23.—

| | High | Low | Close | Prev |
|---|---|---|---|---|
| Jan. | 21.15 | 20.91 | 21.13-15 | 21.42-43 |
| Mar. | 21.76 | 21.51 | 21.72-73 | 21.99-00 |
| May | 21.96 | 21.71 | 21.92-93 | 22.19-20 |
| July | 21.96 | 21.71 | 21.92-93 | 22.19-20 |
| Oct. | 21.60 | 21.37 | 21.57-58 | 21.84-85 |
| Spot closing: Barely steady, 5 points lower; middling 21.57; Mar. 21.92; October 20.70; December 20.40. | | | | |

## New Orleans Cotton

NEW ORLEANS, Aug. 23.—Prices on the cotton market, which showed a net advance of 11 points at the close during forenoon were unchanged by the opening hours early today. The market opened steady at unchanged to 1 point decline from the previous close and became active during the first hour on covering by shorts and commission houses. Prices rallied 10 points before the end of the first hour on buying by the same interests and on reports of rain in the eastern belt. Prices eased off 2 points on realizing and local selling but rallied 4 points on renewed buying by shorts and commission houses. Prices were 2 points above the previous close, when the market became quiet at 10:30 o'clock.

The cotton market ruled quiet and steady during the forenoon session. Offerings were light and the trade was inclined to be cautious. Liverpool cables were somewhat better than expected, and a firm opening was looked for. Prices opened steady at unchanged to 1 point advance.

The cotton market gained approximately $2.50 a bale today on active buying for the season following reports of widespread rains in the belt, which relieved the drought situation. Prices were 25 to 30 points above the early low and December sold at 21.75 to 21.80 or the highest point since May 31. Mid-afternoon reports put prices at or near the highs.

Futures for the day finished 4.750 bales.

New Orleans Futures

| | High | Low | Close | Prev |
|---|---|---|---|---|
| Jan. | 21.36 | 21.11 | 21.33 | 21.60 |
| Mar. | 21.96 | 21.71 | 21.92 | 22.19 |
| May | 21.96 | 21.71 | 21.92 | 22.19 |
| July | 21.96 | 21.71 | 21.92 | 22.19 |
| Oct. | 21.60 | 21.37 | 21.57 | 21.84 |
| Dec. | 21.60 | 21.37 | 21.57 | 21.84 |
| Jan. | 21.60 | 21.37 | 21.57 | 21.84 |

Cottonseed Oil

NEW YORK, Aug. 23.—Cottonseed oil closed firm; prices unchanged to 1 point lower; sales 1,000 barrels; August 11.10; September 10.32; October 10.32; December 10.40; January 10.40; March 10.50; spot 11.25.

Texas Seeds

DALLAS, Texas, Aug. 23.—Spot cotton 21.32; Houston 21.75; Galveston 21.82.

## U. S. CONSULATE OFFICES ARE BEING GUARDED

(Continued from page 1)

manifestations but they were suppressed by the police.

Some disturbances took place at Stockholm and Gothenburg, Sweden. At the later place the police had to charge the crowd which tried to reach the American consulate.

There was a fairly complete stoppage of work throughout Argentina Monday. The most serious of a number of Buenos Aires disorders was the burning of a street car in a suburb of Buenos Aires.

At Montevideo, Uruguay and Asuncion, Paraguay, laborers stopped work. There were no factories or houses and no newspapers, the printers having joined the protest strike.

Sacco-Vanzetti sympathizers in Mexico City held a parade in the business section, after which there was an orderly demonstration before the United States consulate general.

GENEVA, Aug. 23.—(AP)—About 600 manifestants assembled before the American consulate early this evening to protest against the Sacco-Vanzetti executions. Firemen were called out, and drenched the mob with water.

LONDON, Aug. 23.—(AP)—Scotland Yard maintained a very strict guard on the American embassy and consulate this morning.

BOSTON, Aug. 23.—(AP)—The bodies of Nicola Sacco and Bartolomeo Vanzetti are to be taken in specially constructed coaches through the cities of the East. This was announced as the Sacco-Vanzetti defense committee today.

BOSTON, Aug. 23.—(AP)—One hundred and fifty-four Sacco-Vanzetti sympathizers who were arrested in front of the state house when they attempted picketing yesterday, were fined 25 each by Judge William Sullivan in municipal court today.

The pickets were charged with loitering and disturbing the peace. When a number of them declared they were not loitering their fine was increased to $10. Several appealed.

PARIS, Aug. 23.—(AP)—More than a thousand policemen and infantrymen was stationed along the streets in the immediate vicinity of the American embassy building today. The police gave notice that the slightest disorder would be sternly repressed.

L'Humanite, La Presse and Liberation, the latter an anchist organ, printed full pages in heavy black type filled with reproaches at "American capitalists."

"The proletariat will avenge them," said L'Humanite. It called on the workers of the world to gather for "collective reprisals." It urged "defiance" of the American Legion convention in Paris and an "effective and immediate boycott of Yankee capitalism."

La Presse hailed Sacco and Vanzetti as "martyrs" and declared their execution left the civilized world in mourning. To another column, Com-

The Church Needs You

—and—

You Need the Church

GO TO CHURCH SUNDAY

Worded By Claud H. Elliott
The Home Missionary

# Chicago Livestock

## K. C. Livestock

KANSAS CITY, Aug. 23.—Hogs 7,000; mostly steady to 10 cents lower; top $7.50; packing sows 7.25@7.40; bulk good and choice 190-300 lbs. 7.40@7.50; light lights scarce, 160-190 lbs. 7.25@7.40; 130-160 lbs. 6.75@7.25; 90-130 lbs. 6.25@6.75; packing sows 6.50@7.00; slaughter pigs 6.00@6.50.

Cattle 4,000; calves 1,500; fed steers and yearlings opened fairly active, generally steady; top choice handy weights 12.50@13.25; bulk 11.50@12.50; choice heavy steers 12.25@12.50; others mostly 10.50@12.00; stockers and feeders steady; top choice handy weights 10.00@10.50; bulk 9.00@9.75; she stock 6.00@8.00; bulls 5.00@6.50; vealers 10.00@11.00; calves 8.00@9.00.

Sheep 200; steady; medium to good slaughter lambs 12.00@12.50.

Cash Money

## TWO-GUN ARKIE ENROUTE BACK TO COLEMAN

**Escaped From Jail There July Thirty; Johnston Honors Moody Requisition**

OKLAHOMA CITY, Aug. 23.—(AP)—Governor Johnston Monday honored a requisition of Governor Dan Moody of Texas and ordered "two gun" Arkie Alias Richardson turned over to Coleman county officers to be returned to Texas, where he will face charges of robbery by assault. Arkie was arrested recently at Earlsboro.

Coleman, Texas, Aug. 23.—(AP)—"Two Gun Arkie" who escaped from the Coleman jail at 3 o'clock the morning of July 30th after severely beating Jailer Sam Richardson, is in the Coleman county jail here, awaiting word from Governor Johnston of Oklahoma on requisition papers for his return. Arkie was arrested by the Fry oil field by Brown county officers on a charge of highway robbery near Burkett and was brought to Coleman and placed in jail. With a saw secured in some way not known to Sheriff Hamilton he sawed enough bars in one of the north windows of the jail to make his escape on the date above. To do so, according to other prisoners in jail at the time, he worked from sundown until 3 o'clock in the morning. When he had completed the job he called the watch, bid farewell to his companions and left, using the same method of exit that had been used up and sawed bars that had been replaced with soap to escape the vigilant jailers.

## Mrs. Mary Robbins Dies Tuesday Here at Daughter's Home

Mrs. Mary Francis Robbins, 71, died at the home of her daughter, Mrs. R. D. Jobe, at 12:25 Tuesday afternoon. Funeral services will be held Wednesday morning at 8:30 at Mrs. Jobe's home, 741 Chestnut, with the Rev. J. C. Rockett, pastor of the South Side Baptist church, in charge.

Mrs. Robbins was born in Pulaski county, Kentucky. She was married to W. S. Robbins and was the mother of twelve children, nine of whom were present at the time of her death. Mr. Robbins died 23 years ago.

Mrs. Robbins was converted at an early age and lived a devout Christian life. Friends state that she was a member of the Dennis Memorial Methodist church at Wichita Falls. She came to Abilene Wednesday of last week.

## No Cut Made Here In Gasoline Price

No cut in retail gasoline price here had been authorized by the major companies in Abilene, it was stated by dealers Tuesday afternoon.

Cuts of one to two cents were made in Dallas, Houston, Fort Worth, San Antonio and other Texas cities Saturday and Sunday, bringing the retail price to 17 cents in all except San Antonio, where the price was set at 18 cents. The price here is 18 cents.

The companies making cuts included the Gulf, Magnolia, Cities Service, Oriental, Sinclair and Texas.

There's ALWAYS something to be repaired or put in order around the house, and I am in touch with skilled workmen for every emergency. I am a Reporter-News Classified Ad.

**Returns Suicide Verdict.**

DALLAS, Aug. 23.—(AP)—Justice of the Peace A. C. Flory today returned a verdict of suicide after investigating the death of Robert C. Cloninger, drug store proprietor, found dead in his home here Monday night.

Time De Nailles, French poetess, called upon the liberals of the world to appeal to the executive to declare a campaign for abolition of the death penalty.

# Grain & Provisions

Chicago Grain Table

CHICAGO, Aug. 23.—Wheat weather map showed an overnight storm in Canada gave wheat a firm undertone but the market was very dull. Trading was small and prices were confined within narrow limits. Values were lower, early but active buying on the part of the short interest carried prices higher, after which the market turned heavy and closed unsettled with wheat and corn 1c lower. Oats were easy.

Chicago Grain Table

| | High | Low | Close | Prev |
|---|---|---|---|---|
| Wheat— | | | | |
| Sept. | 1.07½ | 1.06½ | 1.06½ | 1.07½ |
| Dec. | 1.11½ | 1.10½ | 1.10½ | 1.11½ |
| Corn— | | | | |
| Sept. | 1.03½ | 1.02½ | 1.02½ | 1.03½ |
| Dec. | 1.06½ | 1.05½ | 1.05½ | 1.06½ |
| Oats— | | | | |
| Sept. | .39½ | .38½ | .38½ | .39½ |
| Dec. | .41½ | .40½ | .40½ | .41½ |
| Rye— | | | | |
| Sept. | 1.04 | 1.03 | 1.03 | 1.04 |
| Dec. | 1.08½ | 1.07½ | 1.07½ | 1.08½ |
| Barley— | | | | |
| Sept. | .72 | .71 | .71 | .72 |
| Dec. | .74 | .73 | .73 | .74 |

## Cash Grain

CHICAGO, Aug. 23.—Wheat No. 2 red 1.41½@1.42; No. 2 hard 1.41½@1.42½; No. 3 red 1.40@1.41; No. 2 yellow 1.12½@1.13; No. 3 yellow 1.11½@1.12; No. 2 white 1.07@1.08.

KANSAS CITY, Aug. 23.—Wheat No. 2 hard 1.04@1.04½; No. 3 hard 1.02@1.03½; No. 2 red 1.01@1.02; No. 3 red 1.00@1.01; No. 2 mixed 1.01 nominal; No. 3 white nominal.

Liverpool Grain

LIVERPOOL, Aug. 23.—Grain prices for demand and cargoes: Wheat, spot, quiet; No. 2 red western winter, spot, nominal 11.01; wheat, futures, quiet; October 11.01; December 11.01; March 11.01; corn, spot, quiet; American mixed, new 8.00; American mixed, old 8.00.

## Sleeper Climbs Into Finals Of Net Tournament

J. S. Sleeper, unknown quantity in the Central West Texas tennis tournament in progress here, definitely established himself as a finalist by winning two matches Tuesday morning and in neither was he extended. The singles championship singles match scheduled for 2:30 this afternoon will bring Sleeper and the winner of the Defferry-McCrummon match into competition.

In the doubles play Defferry and Ballard went into the final bracket, defeating Boyd and Russell in one match by default and in the other by the score of 6-3, 6-4. Defferry and Ballard will meet Hall and Gross in the doubles finals this afternoon.

H. S. Fathree and Symon upset the dope Tuesday morning and went into the doubles finals against Defferry and Ballard. Mallory and Neely fell before the onslaught of Fathree and Symon in the time of 11-9, 8-6. Finals in the doubles will be played this afternoon at 5 o'clock according to schedule.

The one semi-final match to determine the opponent for Sleeper in the singles championship will be determined when Defferry and Mallory meet this afternoon. In the only second round match to play Tuesday Fisher defeated McDonald 6-4, 6-3. The results of the third round singles matches follow: McCrummon defeated Fisher, 6-3, 6-3; Defferry beat Mallory by the fastest match played 6-4, 6-4, 6-3; Baird beat Russell, 6-3, 6-1; Sleeper defeated Scarborough 6-4, 6-4; Sleeper beat Baird 6-3 6-4.

Results in the doubles semi-finals were: Ballard and Defferry beat Boyd and Russell 6-4, 2-6, 6-4; Fathree and Symon beat Mallory and Neely 11-9, 8-6.

## Newsboy Evangelist Is Abilene Visitor on Tuesday Morning

Claude H. Elliott, self-styled home missionary and head of the Gospel Missionary Workers of Texas, was in Abilene Tuesday in the interest of his work. He said that he had been coming to Abilene for more than 15 years. His work consists mainly of urging greater church attendance, he said.

Mr. Elliott has been in this type of work for 28 years, operating a while a newspaper for the Dallas News. He relates that a friend, who had been sent to him, bought his entire stock of papers in order that he might attend church, adding that it was there that he was converted.

He bears cards as testimonials of his work among newsboys of Dallas, Fort Worth and Waco.

While in Abilene Elliott distributed more than 300 placards bearing the following words: "The Church Needs You and You Need the Church. Go to Church Sunday."

Elliott said that he would return to Abilene on October 1 to hold personal mission services. He stated that a mission would likely be opened in Abilene early next spring.

Son of Gen. Wood.

DALLAS, Aug. 23.—(AP)—Grosvenor Wood, 20-year-old son of Brig. Gen. Leonard Wood, died in a hospital here today from a spinal shock caused by injuries he have been accidentally inflicted. Doctors expressed opinion that the boy was shot while examining the pistol.

MAIL ORDERS FILLED
Blankets! Blankets!
The greatest selection of fine Blankets we have ever shown. Check up on your blanket needs and take advantage of the special prices in this sale for this week only.
AUGUST BLANKET Sale
Girls and Boys going away to college will find the blankets they want at attractive savings this week.
Hotel managers, apartment house owners, housewives and those who have blankets in mind for Christmas gifts should come and take advantage of the special prices this sale offers. Every kind of blanket you could want.
—FINE QUALITY COTTON BLANKETS
—PART WOOL BLANKETS
—ALL WOOL BLANKETS
—FINE SILK BLANKETS
All are included in this Blanket Sale at Special Prices for this week only. Come and Profit by This Sale.
Minter Dry Goods Co.
"Abilene's Progressive Store"

DR. E. B. SURFACE IS BACK FROM MEETINGS

Dr. E. B. Surface returned Monday night from a four weeks' revival campaign at Mesquite and Plainview both of which were declared to be very successful.

The first meeting, lasting two weeks, was held at Mesquite. Dr. Surface then closed a two weeks' union meeting at Plainview.

Dr. Surface will conduct the prayer meeting Wednesday night at the Church, the Central Presbyterian.

LEGAL NOTICES

NO. 1088
ESTATE OF LOIS INSALL ET AL.
IN THE COUNTY COURT, TAYLOR COUNTY, TEXAS

Notice is hereby given that E. T. Mahon, guardian of the estate of Lois Insall, Wilson Insall and Glenn Insall, minors, have this day filed and presented to the above entitled and numbered court their final report as such guardian of said estate, and an application for an order authorizing me as guardian of the estate of said minors to pay the fees of the Clerk and Court Reporter, a corporation, upon such report, and that said report will be heard by the Court on the 29th day of August, 1927, or as soon thereafter as same can be heard, at which time all persons interested in said estate may appear and contest said report if they see proper to do so.

Witness my hand this the 23rd day of August, 1927.

T. M. INSALL,
Guardian of the Estate of Lois Insall, Wilson Insall and Glenn Insall, Minors.

NOTICE OF TRUSTEE'S SALE

The State of Texas,
County of Taylor.

By virtue of the authority vested in me as trustee named and appointed in a certain deed of trust executed by W. C. Cameron and wife, Ruth Cameron, on the 29th day of August, 1925, and recorded in Vol. 276, page 62 of the deed records of Taylor County, Texas, to secure the payment of one certain note of even date therewith, executed by said W. C. Cameron and wife, Ruth Cameron, in favor of Mrs. L. F. Darnell, payable to the order of Mrs. L. F. Darnell, at the First National Bank in Abilene, Texas, on or before the 1st day of August, 1927, and default having been made in the payment of said note at maturity, and the same having been placed in my hands for collection, and I have been requested to sell the property described in said deed of trust to satisfy said indebtedness, and all of said indebtedness having been declared to be due and payable by the holder thereof, and I will, on the first Tuesday in September, 1927, the same being the 6th day of said month, at the Court House door in the City of Abilene, Taylor County, Texas, sell at public auction to the highest bidder for cash, between the hours of ten o'clock A. M. and four o'clock P. M. the following described property, to-wit:

Lot No. Seven (7) in Block Two (2) of Sayles Addition to the City of Abilene, Taylor County, Texas, with all the rights, members, and appurtenances thereunto belonging.

Witness my hand this the 4th day of August, A. D. 1927.

F. L. DARNELL, Trustee.

?
Watch tomorrow's ad for announcement of unusual sale.
Poston-Hemphill's

JUST IN
$11.50 $11.50
J & K Foot Saver
EXACT AS CUT
IN BROWN KID, LIZARD TRIM
and
BLACK KID, BLACK LIZARD TRIM
The Famous
J. & K. ARCH FITTING SHOES
Other New Models.
PERRY SHOE CO.

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