

Department of Justice.  
Office of United States Attorney,  
Second Division, District of Alaska.

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Name.

Honorable Thomas R. Lyons,

Judge of the District Court of the District of Alaska.

Sir:--

In the matter of the application of one Swan Emerson for a retail liquor license at Deering, Alaska, I submit to the Honorable Court, under the instructions of the Honorable Cornelius D. Murane, District Judge, and at the request of the Bureau of Education, a protest to the granting of said license on the grounds:

That there is no commissioner nor deputy marshal located within the said community at Deering, and that lacking such commissioner or deputy marshal, a saloon license should only be granted to some person or persons qualified to maintain a business of that character under full compliance with the spirit as well as the letter of the law;

That numerous complaints have been made to the effect that intoxicating liquor, both spirituous and malt, has been furnished from the said saloon and with the connivance of its proprietor to the Eskimos, both male and female, residing at or in the vicinity of Deering;

That numerous debauches have been had there, and that thereby the Eskimos have depreciated materially in character and conduct;

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That in March last, several bottles of beer were brought from said saloon to the restaurant immediately adjoining, where a number of Eskimos were seated at a table, and that a drunken debauch followed, together with acts of immorality;

That instead of exercising a control over the liquor business done from the said saloon with relation to the giving of liquor to Eskimos, and as it is believed with full knowledge, or means of knowledge as to the use and disposition of liquor taken from the premises, the proprietor of said saloon is indiscriminate in his sale of liquor, and professes to have no knowledge of the same being delivered to Eskimos;

That the number of drunken men in and about the premises and the community of Deering who obtain their liquor from said saloon is disproportionately great to the population, and in view of the absence of a commissioner or deputy marshal might at any time result in breaches of the peace;

That the roadhouse immediately adjoining the saloon is a separate building therefrom, and that ingress and egress are had by leaving one building and going into the other, <sup>from the outside</sup> and that the applicant for license disposed of all of his interest in the said roadhouse, but thereafter and for the purpose of complying with the letter of the statute, did, it is believed, purchase back a small interest in the said roadhouse, but that the provision of the law providing for the \$500 license for a retail license for roadhouses on regular post roads or trails, where the population within two miles of the place where the business is to be con-

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ducted does not exceed fifty people does not in fact and under **COPY**  
the spirit of the law apply to this particular business;

WHEREFORE, it is respectfully requested that license  
be refused to said applicant at said place.

Dated at Nome, this 13th day of August, 1912.

Assistant U. S. Attorney.

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