MEMORIAL

HONORABLE EDGAR EATHER

To the Honorable Chief Justice Jon R. Collins, the Honorable Associate Justice David Zenoff, the Honorable Associate Justice Cameron Batjer, the Honorable Associate Justice John Mowbray, and the Honorable Associate Justice Gordon Thompson, of the Supreme Court of the State of Nevada:

In obedience to your Order of March 24, 1970, the undersigned Committee, members of the Bar of the State of Nevada, respectfully submit the following Resolution, expressing the high regard, not only of the Bar, but of the Bench and of all of the people of the State of Nevada, for the life and character of Justice EDGAR EATHER, and the deep grief and sadness caused by his passing.

JUDGE JOHN F. SEXTON, *Chairman*
MARSHALL A. BOUVIER
GEORGE LOHSE
ERIC L. RICHARDS

RESOLUTION

WHEREAS, The Honorable EDGAR EATHER, who served the State of Nevada as District Judge and Justice of the Supreme Court, both as Associate and Chief Justice, departed this life on September 1, 1968; and

WHEREAS, by a long and diligent life in his profession and on the Bench, he honored the State of Nevada, and his Country;

NOW, THEREFORE, BE IT RESOLVED:

Justice EDGAR EATHER was a native of Nevada, born in Eureka, Nevada, on September 14, 1886, the son of Jane and Henry Eather. He received his early education in the local schools of Eureka, Nevada, and was self taught in the law having taken an International Correspondence course. He was admitted to the practice of law on April 17, 1916, and practiced in Eureka, Nevada. He had a long and distinguished career and dedicated his life to public service having been Auditor-Recorder of Eureka County from 1911 to 1922 when he was elected District Attorney. He served in that capacity

until 1929 when he was elected District Judge of Eureka County, Nevada. He served on the District Bench until September 18, 1946, when he was appointed to the Supreme Court of the State of Nevada where he served continuously until his retirement on December 15, 1958. He was awarded an Honorary Doctor of Laws degree from the University of Nevada in June of 1959.

He was married to Rose Tognoni on October 18, 1917 at Elko, Nevada, and they had four children, Hazel Laiola, Norma Croft, Gloria Silva and Margie Heard.

He was a devoted family man and respected by all who knew him. He had a wide circle of friends who enjoyed his keen sense of humor and amusing stories about old timers that had resided in Eureka County and the surrounding area. Early in his youth Justice EATHER became interested in mining and this enthusiasm carried with him throughout his entire life.

He was active in the Brotherhood of Elks and was a member of the Phythian Lodge, Eureka, Nevada.

WHEREAS, the members of the Bench and Bar of the State of Nevada enjoyed a warm association with Justice EATHER and respect for his integrity and legal abilities which can best be summed up by the eloquent remarks of Associate Justice Charles Merrill in his tribute to Justice EDGAR EATHER on the occasion of his retirement from the Court on December 15, 1958, in which he stated in part:

"The contributions that our brother has made to the cause of justice through his many years on the bench are not to be found simply in the cold pages of the Nevada Reports or the decisions of the District Court, but they are to be found in the hearts and consciences of his fellow men. I have never known a man who had such an instinctive sense of justice and a conscience which could manifest itself so unerringly. A measure of his quality of justice, I think, is to be found in everyone who has come in contact with him either as lawyer or as judge. Justice Badt and I both count ourselves extremely fortunate for our years' close association with him."

THEREFORE, BE IT RESOLVED: That this Resolution be approved by this Court and become a part of the permanent record thereof.