

IN MEMORIAM.

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WARNER EARLL.

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DIED JANUARY 10, 1888.

## PROCEEDINGS

IN

# THE SUPREME COURT.

*In the Supreme Court of the State of Nevada,* }  
*January 16, 1888.* }

Present.

HON. ORVILLE R. LEONARD, Chief Justice.

HON. THOMAS P. HAWLEY, } Associate Justices.  
HON. CHARLES H. BELKNAP, }

Officers of the court and members of the bar. On opening court, at 10 o'clock A. M., the chief justice announced the death of Hon. Warner Earll, a former member of this court, and Justice Hawley submitted the following tribute to his memory:

### IN MEMORIAM.

Hon. Warner Earll, a member of this court during the years 1875 and 1876, died on the tenth day of January, A. D. 1888, at San Luis Obispo, California.

Although his term of judicial service was brief, and the number of opinions written by him limited, he remained long enough and wrote enough to impress the judiciary and bar of this state very favorably, both as to his legal learning and judicial ability, as well as to his high personal and moral integrity, and secured for himself a permanent abiding place in the regard and esteem of his associates.

He was simple in his tastes, quiet and unassuming in his demeanor. His character as a man and as a judge was above reproach. He was absolutely free from any pretension of superiority over his fellow men, and was ever ready to consult

with his associates and to discuss, with great candor and fairness, all questions upon which any difference of opinion might be expressed. He readily grasped the main points of a case and his general knowledge of the principles of the law enabled him to give a clear, comprehensive, and convincing statement of the controlling questions which, in his judgment, ought to govern the decision in the case at hand.

Without any pride of opinion his desire always was to reach a conclusion founded upon the settled principles of the law, and based upon the equity and justice of the particular case. When convinced of the correctness of his position he was positive and unchangeable.

He was a close, laborious, and earnest student, and his work was always carefully, deliberately, patiently, and well done, with nothing slighted or neglected. He was an honest, conscientious, pure, and able judge in whose judgment lawyers and litigants could safely rely for a fair and impartial determination of their rights.

Whether as an attorney, judge or citizen he conscientiously sought to do that which he believed to be right, and around his memory there will ever remain, to those who knew him well, a fame that no amount of financial success, so eagerly sought by most men, can give. He lived beyond the "three-score years and ten" in the possession of all his faculties, and went quietly to sleep while engaged in the daily routine of his professional duties. He has crossed the dark and unknown river and his quiet, mild, and gentle spirit is at rest in a land where the cares and troubles that constantly disturb the living are unknown.

We tender to his family our heartfelt sympathy in their bereavement for the loss of a kind husband, indulgent father, and ever faithful and true friend, and, to give permanent expression to our views, it is ordered that this tribute of respect be spread upon the records of this court and a copy thereof be transmitted to the widow of the deceased.

As a further mark of our respect and esteem this court will now adjourn for the day.