

# 'MYSTERIOUS MARY' TO FIGHT FOR CHILD

### Woman Who Figured in Schuck Trial Will Demand Custody of Son

### DIVORCE TO BE CONTESTED

"Mysterious Mary" McGarvey will make a demand upon her husband, William J. McGarvey, for custody of their six-year-old son, Billy. If the appeal is refused by the end of a week, according to Carl Sachs, her attorney, a writ of habeas corpus will be demanded.

This is the first move of Mrs. McGarvey in answer to her husband's suit for divorce based on "cruel and barbarous treatment, and indignities to the person." The boy at present is with his father at 14 West Turnbull avenue, South Ardmore, where Mr. McGarvey is living with his parents.

According to Mr. Sachs today, the child has remained with his mother since the separation in January, 1919, until six months ago, when the mother sent him out to his father's house during an attack of diphtheria in the Mousch home at 5138 Chancellor street.

Mrs. McGarvey, whose maiden name is Mousch, was married to McGarvey April 23, 1918. It is not expected McGarvey will give up the boy, and the fight for his possession will culminate when the writ is demanded. It will be up to McGarvey, according to Mr. Sachs, to prove conclusively that the environment of the mother's home is unsuited to the child.

"We understand Mr. McGarvey's

parents are wealthy," said Mr. Sachs. "We will, therefore, demand not only alimony, but counsel fees. Mrs. McGarvey is glad, also, for a chance to clear her name, which she feels has been sullied in the Schuck murder trial."

"I have demanded a bill of particulars so we can see just where this cruel and barbarous treatment comes in. We will fight to the end for, as a matter of fact, all the cruel and barbarous treatment was actually on the other side."

"Owing to Mrs. McGarvey's religion she cannot prefer counter charges in the divorce suit, and this prevents her from entering counter suit for divorce."

A writ has been served upon Mrs. McGarvey to answer the bill of complaint in the case in the Magis court-house April 22. Raymond W. Schuck, convicted murderer of David S. Paul, had called Mrs. McGarvey his "sweetheart Mary" during the murder trial, and the notoriety attendant upon the trial has been one cause for the present divorce suit.

**Smoke Causes False Fire Alarm**

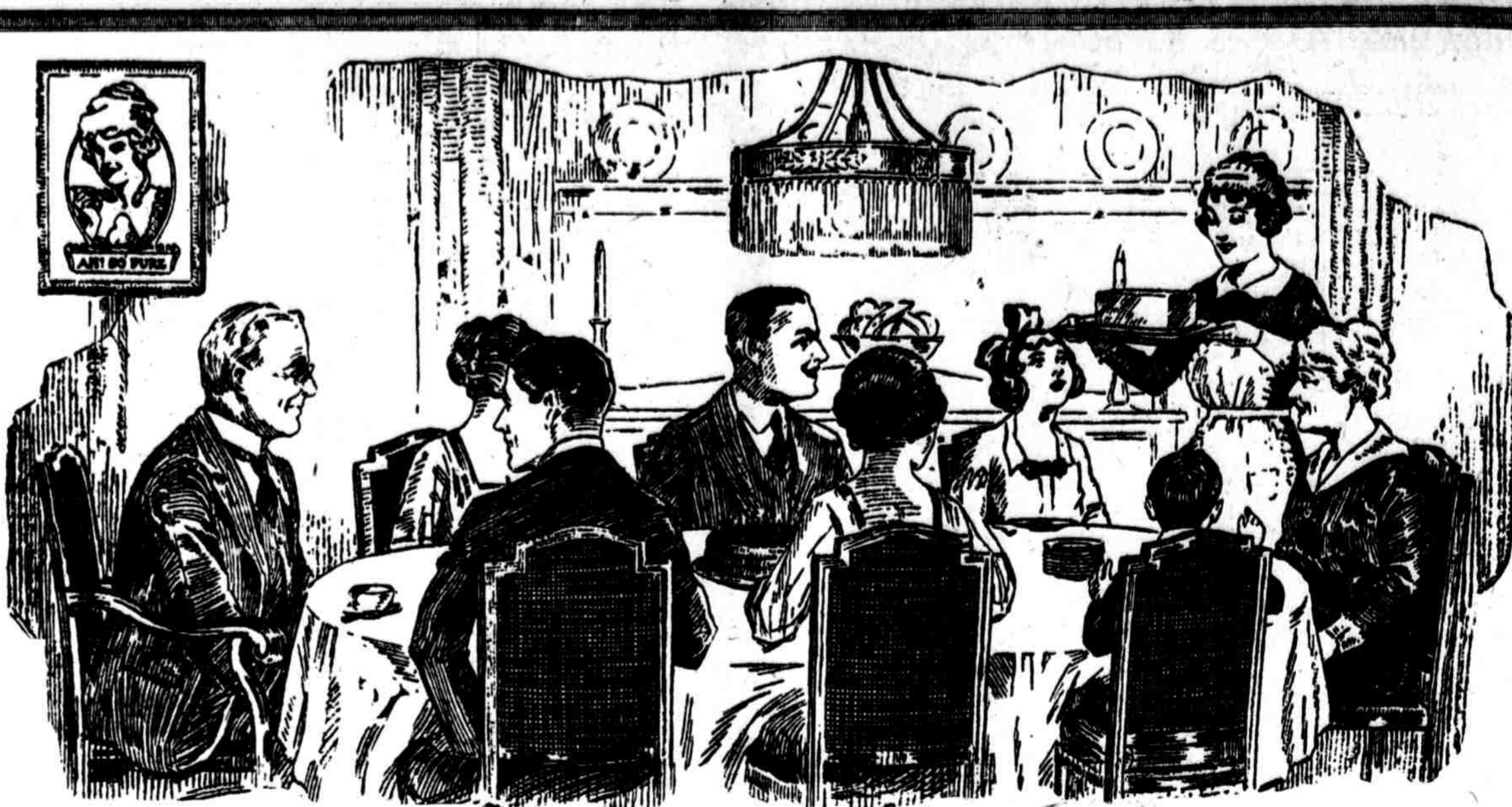
Smoke pouring from windows and crevices of an unoccupied house at 2540 South American street led neighbors to conclude the place was afire this morning and an alarm was sounded. When the firemen arrived they broke open the doors and rushed into the place only to find that a watchman was burning waste in the furnace. The chimney flue was choked and smoke spread through the building.

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