

FOURGOUS IN COURT.

Impaneling a Jury to Try the French Wife-Slayer.

Attorney Johnson is Worried Over Possible Comments by the Press —A Talesman Lectured.

The task of impaneling a jury to try August Fourgous, who, in January last, killed his wife at their home near the City Cemetery while in a drunken passion, occupied the first afternoon session of Judge Van Fleet's court yesterday.

Fourgous appeared in court looking quite pale from his nine-months' confinement in the County Jail. He was nicely dressed, however, cleanly shaven, and had his mustache and goatee waxed and curled in the regulation Parisian style.

Fourgous is being defended by Grove L. Johnson, while District Attorney Ryan and his assistant, Henry L. Buckley, appear for the people.

Attorney Johnson, in questioning the talesmen as to their qualifications to serve as jurors, devoted most of his attention to the RECORD-UNION and Bee.

SAMPLE QUESTIONS. Following are some of the inquiries he made of Watson N. Hamack, which were about the same as he asked the others: "Did you during January and February last take any of the Sacramento papers?" "Yes."

"Which one?" "The RECORD-UNION." "Did you read this morning RECORD-UNION?" "I did."

"Did you read in this morning's RECORD-UNION an article with reference to the case tried yesterday?" ["The French case."]

"Yes, sir." "If the reporter of the RECORD-UNION should insert an article laudatory of other jurors who found a verdict of guilty, or laudatory of the district attorney's prosecution, would that have any influence upon you in deciding this case?" "No, I think not."

"If the Sacramento Bee should, as it undoubtedly will, publish an article this evening laudatory of another jury, would that influence your verdict?" "No, sir."

"If the Bee or RECORD-UNION should praise a jury which rendered a verdict of guilty, and call upon other jurors to do the same, would that influence you?" "I think not."

"Do not I—and the reporters, too. If the Bee should, as it undoubtedly will, publish articles antagonistic to me, would that have any influence upon you?" "No, sir."

"Would you render a verdict of guilty in this case in order to get praise from the RECORD-UNION or Bee?" "No, sir."

"Will you render a verdict in this case without the assistance of the RECORD-UNION or its editors?" "I think so."

LOYAL TO AMERICA. Among the questions the attorney propounded to Herman Winters was one like this: "Would the fact that you are a German, and the defendant is a Frenchman, have the effect of prejudicing your mind in this case?"

"No, sir, not in the least," replied Mr. Winters. "I am an American citizen."

"But," persisted the attorney, "you entertain the national feelings and prejudices of your country?"

"Not me," was the prompt answer. Mr. Winters did not get on the jury. He looked very grave and asked Mr. Waite if he knew exactly the conclusion his answer would cause to be reached by his fellow-men.

Mr. Waite started in to say something about the Haggerty case, but the Judge interrupted him, and said the present case was an entirely different affair.

"You are excused for the term, sir," said his honor. "Anybody whose mind is so easily influenced by the mere fact of jury duty, I doubt, Mr. Waite, if you seriously consider the aspect you have placed yourself in as a citizen of the United States, would be fit to be entrusted with the same responsibilities that other citizens have. You are permitted to live in this community and accumulate property, and have yourself and your property protected. You are a part of this Government, and if you are a loyal citizen must assist in the protection of lives and property in your capacity as a juror. If the court had the power, it would be its duty to deprive you of the privileges of citizenship."

The jury impaneled so far consists of N. J. Brundage, Nathan Hack, John H. Hayden, Mallet C. Jackson, Levi S. Dart, Louis Faven, J. Burton and J. H. Hoke.

GOOD CLUB-WORK.

A Ball Game in Which the Stick Was Prominent.

Hoffman Was Out of Practice, However, and the San Francisco Did the Better Battling.

The San Francisco ball players made a very favorable impression on Van Halgren's mind in the Baltimore game which he had forever lost his knack of deceiving batsmen. In fact, he must have felt rather embarrassed at his futile attempts to keep the visitors from hitting the ball; and then he had to be raised so much of late and stamped as "the king" so often that he undoubtedly felt that his reputation has been dealt a severe blow.

There was a secret to it all, however. Hoffman has not been practicing of late, and the result of the game is certainly a very forcible reminder to him that his practice must be kept up if he expects to do good work. He would not have left a very favorable impression on Van Halgren's mind if the Baltimore Captain had selected yesterday's work as a sample. Van is said to be watching him, and rumor has it that he would like to sign Spies and Hoffman next season.

The cranks did not expect Blauvelt to do any great work, for although he appears to be an effective pitcher against the other teams, he is no trick at all for the Sacramento team. Hoffman's poor work yesterday was Hoffman's poor work. Had he pitched his usual game, Sacramento would have won the contest easily.

The game, on the part of both teams, was one of the heaviest-battling contests that has been seen in this city this season. Twice the ball went over the right-field fence, and on two occasions it went up against the back fence, near the flag-pole, with a thump. Hustin, Roberts and Mesick rattled the boards on the right-field fence several times, and Cartwright and Clark shot the sphere out with such lightning speed that the fielders were not slow to block it. It was a regular cannonading all around, and honors were even in the number of hits.

There were two home runs in the game. Reitz made one by hitting the ball over the right-field fence, and Cartwright hit one over Goodenough's head. Hustin had his batting eye with him, and he crashed the ball into the stands. A triple, a double and a single were scored to his credit.

Hassmer played a very nice game at short. He was given five chances, and erred on three of them. All were on very easy plays, and the errors were very costly.

Reitz and McGuirk played well in the infield, and Goodenough and Roberts gave fine exhibitions of outfield work.

McHale caught very well, but his throwing was poor. His arm was in very bad condition, and it was almost impossible for him to throw a ball up to second base.

Sweeney did some good outfield work for the visitors, as did Clark, and Sweet caught fairly well.

Spies was among the spectators at the game. Sheridan umpired excellently, and there was neither complaint nor cause for any.

Following is the score: SACRAMENTO, A. B. R. H. S. B. P. O. A. E. Hassmer, s. s., 4 0 1 0 0 2 0 2 3

Goodenough, c. f., 5 0 0 0 2 0 0 0 0

Spies, 2d b., 2 2 0 2 0 0 0 0 0

Hustin, 3d b., 5 1 3 0 0 3 1 0 0

McGuirk, 1st b., 4 0 2 0 0 0 0 0 0

McHale, c., 4 0 0 0 4 0 0 0 0

Roberts, l. f., 4 1 0 0 0 0 0 0 0

Hoffman, p., 3 1 1 0 0 0 0 0 0

Totals, 40 4 13 1 24 8 5

SAN FRANCISCO, A. B. R. H. S. B. P. O. A. E. Sweeney, c. f., 4 1 0 0 4 1 1 0 1

Cartwright, 2d b., 5 1 2 0 1 3 0 0 0

Smith, 3d b., 5 1 2 0 1 3 0 0 0

Levy, l. f., 5 2 1 0 1 0 0 0 0

Reitz, c., 4 1 0 0 0 0 0 0 0

Sweet, c., 4 1 2 0 0 0 0 0 1

Clark, r. f., 4 0 2 0 0 3 0 0 0

Blauvelt, p., 4 1 1 0 1 2 0 0 0

Totals, 39 9 13 1 27 7 4

Runs by innings—Sacramento—0 0 2 0 1 0 0 0 1—4

San Francisco—1 1 2 2 3 0 0 0 4—13

Earned runs—Sacramento 2, San Francisco 4.

Home runs—Reitz and Cartwright. Three-base hits—Hustin. Sacrifices—Lits, McGuirk, Roberts and Levy. Sacrifice hits—Cartwright, Smith and Smith.

Struck out—By Hoffman 13, San Francisco 5. Sacrifices—Blauvelt 1, San Francisco 2. Double plays—McGuirk (runs lost), Blauvelt and Cartwright. Errors—McGuirk 1, Sweet 1. Wild pitches—Hoffman 1. Umpire—Sheridan. Time of game—1h. 56m. Score by innings.

THE GAME AT THE BAY YESTERDAY WON BY SAN JOSE.

SAN FRANCISCO, Nov. 13.—The San Josees were in decided luck in their game with Oakland today. They were favored by runs in one inning, but by throwing and dropping of the ball on the part of Oakland they made enough runs to win the game by a score of 8 to 6.

OAKLAND, A. B. R. H. S. B. P. O. A. E. Shea, s. s., 4 1 2 0 2 2 2 2 2

Carroll, 1st b., 4 1 2 0 2 2 2 2 2

Power, 2d b., 4 1 1 1 2 4 1 1

McGowan, 3d b., 4 1 1 1 2 4 1 1

Hines, l. f., 4 0 1 0 0 5 1 0 0

Canfield, c., 3 0 0 0 1 0 0 0 0

Sweet, c., 4 1 0 0 0 0 0 0 0

N. O'Neill, r. f., 4 0 0 0 2 2 1 0

Borchers, p., 4 2 1 0 1 0 0 0 0

Totals, 44 6 8 1 24 13 7

SAN JOSE, A. B. R. H. S. B. P. O. A. E. McGowan, l. f., 4 1 2 0 2 2 2 2 2

Hanley, 2d b., 4 0 1 0 3 3 1 1 1

Everitt, s. s., 4 1 1 1 2 5 1 1

Elright, 3d b., 4 2 0 0 2 0 0 0 0

Dooley, 1st b., 3 1 2 0 1 0 0 0 0

McVeigh, c. f., 3 1 0 0 1 0 1 0 1

G. Sharp, r. f., 3 1 0 0 1 0 1 0 1

Stallings, p., 3 1 2 0 1 3 1 0 0

Loeksbough, p., 4 1 1 3 1 0 1 0 0

Totals, 43 8 10 3 27 14 7

Runs by innings—Oakland—0 0 2 0 4 0 0 0—6

San Jose—0 8 0 0 0 0 0 0—8

Earned runs—Oakland 6, San Jose 8.

Home runs—Shea, Power, Sweet, McGowan, Elright, Dooley, Sharp, McGowan. First base on errors—Canfield 1, San Jose 5. First base on balls—Oakland 13, San Jose 14. Sacrifices—Loeksbough 1, San Jose 5. Struck out—By Borchers 1, San Jose 5. Double plays—Stallings and Elright, Spear and Shea. Passed ball—Spear. Wild pitches—Borchers 3, Loeksbough 1. Time of game—1h. 45m. Umpire—McDonald. Official scorer—J. W. Stapleton.

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