

PLEADING FOR MURDERER McNULTY.

Delegation of San Franciscans Visit the Governor.

The Latter Also Receives a Letter From Lawyer Wilson—Not Much Show for McNulty.

A delegation from San Francisco, consisting of Sheriff McDade, J. H. Barry, editor of the Star, Tim Sullivan, the politician, and a Mr. Denny called on Governor Markham yesterday and labored long and earnestly with him for a commutation of the sentence of John McNulty, who is sentenced to hang on the 23rd, to imprisonment for life.

They stated that while they acknowledged the force of the Governor's reasons as given in his refusal the other day to commute McNulty's sentence, they would still make an appeal for his clemency.

They argued that McNulty had been for several years in jail; that he has been several times sentenced and expected each time to be executed and has, therefore, several times suffered the bitterness of death from that cause. This, they thought, should be considered as a partial atonement for his crime, and that a commutation to imprisonment for life would fully answer the demands of justice.

They secured J. N. E. Wilson, who defended McNulty severely, and contended that had he not advised his client wrongly he would probably not have been convicted, and would at least have been better off in regard to a pardon.

The Governor listened patiently and attentively to them for a couple of hours, and in reference to the strictures on Mr. Wilson, requested his Private Secretary, Mr. Higgins, to read a long letter which Wilson had written to the Governor in answer to one from him, which gave a full statement of his reasons for making the defense of insanity for his client, and showed the utter inability of plea of self-defense, closing with a strong appeal for executive clemency for his client.

The letter of Wilson is to the following effect: A LETTER FROM WILSON. Wilson's letter states that there has been so far as he knows, nothing in the management of the case that the world ought not to know.

There was nothing in the circumstances of the case that would warrant any attorney in setting up the plea of self-defense, and if McNulty is not guilty of murder, he is so purely by reason of his being insane at the time it was committed, and his (Wilson's) duty as an attorney is based entirely on the statements of McNulty to him.

McNulty, he states, told him that he had been badly abused by the crowd with which Collins associated, and had been beaten badly by them the day before the murder; that he had been drinking heavily; that insanity was in his family, and that on previous occasions before, when he had been drinking heavily, he had been attacked by the crowd of insanity; that some member of his family had died in an insane asylum; that when he had these attacks he was forgetful afterwards of what had happened, and was on this occasion forgetful of what he did, with one or two exceptions, until he found himself in jail next morning.

These facts, Wilson says, were afterwards substantiated to him by witnesses whom he produced at the trial, and he recapitulates their evidence, referring to the transcript of the evidence.

"There is not," he states, "a scintilla of evidence in the case so far as I am informed, that has never been before a witness found who ever has been able to substantiate the theory of self-defense. Had there been such a witness, you may be sure I should have produced him."

In the face of the prejudice against the plea of insanity, he says, he would have been glad to produce any such witnesses, and he did produce two witnesses who told McNulty that George Huskell had told them Collins said he was going to lick McNulty or die.

There were but two actual witnesses to the shooting—Michael Halpin and Patrick Morgan, and they both testified that Collins refused to fight and turned away, and when warned that McNulty was going to shoot, turned around only to receive the ball in his eye, and that they were six or eight yards apart, and no pistol was found in the pocket of McNulty. He also testified that McNulty told him half an hour before the murder that he would fight Collins on the square, and if Collins licked him he would shoot him afterwards.

Wilson further states that since he defended McNulty he has defended twenty-two persons accused of murder and secured the acquittal of twenty-one of them and the other who did not turn away, and when warned that McNulty was going to shoot, turned around only to receive the ball in his eye, and that they were six or eight yards apart, and no pistol was found in the pocket of McNulty. He also testified that McNulty told him half an hour before the murder that he would fight Collins on the square, and if Collins licked him he would shoot him afterwards.

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THE CREATION.

Interesting sermon on the Subject by Rev. P. S. Davis.

At the Fourteenth-street Presbyterian Church Rev. P. S. Davis of the Emmanuel Baptist Church on Sunday evening preached a very instructive and scholarly discourse on the subject of the creation.

In a series of happy parallels he contrasted Genesis with Revelation, showing that as the latter, with its types and symbols, is the apocalypse of the future, so the former may not improperly be considered as the apocalypse of the past, the first chapter in particular being, so to speak, an effort to visualize the great epochs that preceded the appearance of man.

The first Book of Moses is, in fact, a composite production, and is not to be taken as a scientific exposition of the process of creation, but in reality teaches rather by the allotropic than the direct method.

In explaining the allegory of Eve's creation, Mr. Davis paid a beautiful compliment to woman, quoting the quaint and half-humorous remarks of a once famous but now almost forgotten divine. He illustrated his proposition by many apt similes drawn from the domain of science, quoting at length from Professor Tyndall, the great poet-scientist, and closed with a glowing tribute to the enduring truths of the Christian religion.

DREW AGAIN-T RODGERS. The Old Fight for Chief of Police is Still On.

Judge Catlin yesterday was engaged in hearing the case of Warren F. Drew against John B. Rodgers—the suit for the possession of the office of Chief of Police. Drew was represented by Grove L. Johnson and Charles T. Jones, and Rodgers by R. T. and W. H. Devlin.

After hearing the testimony the defense moved for a nonsuit. This was opposed by the prosecution, and arguments ensued, consuming most of the afternoon. The prosecution won their motion being ineligible at the time of his election, Drew was entitled to hold the office until the election and qualification of his successor, and that in fact he is still the legal Chief of Police.

The defense argued that there was an election, that Rodgers did qualify regularly, and that although he was subsequently declared to be ineligible, he was afterward legally appointed to the office after he had become naturalized.

Many authorities were cited by both sides, and the case submitted to the court.

THE STORM LETS UP. And There is a Promise of a Spell of Clear Weather.

The Weather Bureau reports show the highest and lowest temperatures yesterday to have been 53° and 43°, with gentle to fresh southerly winds and cloudy weather prevailing. A little before sunset the fog cleared away somewhat and fresh northerly winds sprang up, which ought to bring dryer weather.

The barometer readings at 5 A. M. and 5 P. M. were 30.17 and 30.16 inches, respectively.

The highest and lowest temperatures one year ago yesterday were 40° and 35°, and one year ago to-day 40° and 36°, with no precipitation.

The rainfall of Sunday night and yesterday morning was .14 of an inch, making .19 inches for this season, as against 12.95 inches to an equal date last year.

Articles of Incorporation. The following articles of incorporation have been filed in the office of the Secretary of State:

The Pacific Loan Company. Principal place of business, Los Angeles. Capital stock \$20,000, with W. E. De Groot, E. L. De Groot, L. E. Summers, A. Davidson and Thomas Davidson of Los Angeles as directors.

The Brooke Sign Painting and Advertising Company. Principal place of business, San Francisco. Capital stock \$50,000, with G. C. Brooke, John D. Tobin and N. H. Long of San Francisco, and E. B. Whitney and G. H. Perry of Alameda as directors.

The Bank of Gonzales. Principal place of business, Gonzales, Monterey County. Capital stock \$125,000, with Mariano R. Gonzalez, Alfred Gonzalez and Reuben H. Lloyd of San Francisco, and William Saries and Alfred Wideman of Gonzales as directors.

Real Estate Transfers. The following real estate transactions have been recorded since our last report: William E. Price, Sr., to Susan J. Price.—Tracts Nos. 189 and 205, Orangevale Colony.

E. S. Mason to the Friend & Terry Lumber Company—Lot 93, Oak Grove tract.

Orangevale Colony Company to Wm. Calder—Tracts Nos. 249 and 288, Orangevale Colony.

Mrs. Louise Meyer to Emma Gilman—East 32 feet of west 70 feet of north 85 feet of lot 1, P and Q, Seventh and Eighth streets.

THOSE TWO STOLEN UMBRELLAS.

A Case of Badly Mixed-Up Identity in Court.

Smith and Howard Both Found Guilty of Petty Larceny, However, and Will Go to Jail.

A large attendance at the Police Court greeted Justice Devine yesterday morning and listened to the Monday morning calendar. Charles Smith and John Howard were arraigned for stealing two umbrellas from 1619 Fifth street.

It was a rather peculiar case, Smith having been arrested by Officer Carroll while drunk and trying to sell one of the umbrellas, and having been identified by the lady who owned the umbrellas as the man who had worked a short time for her and after whose departure they were missed.

Officer Talbot, who had meantime been furnished with a description of the suspected men, arrested Howard and brought him in, and despite the identification of Smith as the guilty party, persisted in holding him a prisoner and succeeded in having him identified by several parties.

Mrs. Potter testified that Howard came to the door and asked for work. The umbrellas, belonging to herself and Mrs. Lawrence, were on the porch beside the door, they having just come in. She missed them within five minutes after he left. She did not see him leave. Shortly after he left, she found a coat on the porch, which she identified.

Mrs. Lawrence talked with the man at the door, but was uncertain as to whether it was Smith or Howard. She would not swear to the face, but said he had a red Windsor necktie.

Mrs. Woods testified that she met Smith on K street, between Second and Third. Smith turned around when he saw Carroll and shoved something under his coat. Carroll asked him what he had concealed, and opening his coat, took the umbrella from under it.

Carroll identified the umbrella, which was the same that Mrs. Lawrence had identified as hers.

Smith, he said, told him several stories as to where he got the umbrella, and said he did not know where the other one was. Mrs. Lawrence came to the station and identified Smith as the one who was at the house.

Talbot stated that Smith told him Howard gave him the umbrella on Front street to sell, and that he had tried to sell it in various places.

Smith swore that he and others were drinking and he got drunk. He was with a crowd of men on Front street and a man came along with the umbrella and asked him to sell it. It was not Howard. It was a different looking man. He had not seen the umbrella stolen.

The court found him guilty and suspended sentence until to-day.

A charge of vagrancy had also been made against each of the defendants. Smith pleaded guilty, saying that it was a put-up job on him and there was no use of fighting against it. Howard also pleaded guilty and sentence was suspended till to-day.

DAILEY'S DEBTS. They Piled Up Rapidly and He Was Forced to the Wall.

Now the military companies may once more tramp the boards at their Army in obedience to the hoarse commands of their drill officers.

The Arabs, who had been performing at Dailey's theater there, yesterday folded their tents and silently stole away. So have the rest of Dailey's stock company—at least such as were able to pay their fare to the city.

The orchestra has joined the "strike," and Silbon and Siegrist, the gymnasts, who had just come here to perform at Army Hall, have switched off to the Clifton Opera.

A bill of sale of the scenery, stage fixtures and properties was filed for record yesterday, with Miss Mary Nanney (Mrs. Dailey) as purchaser, her stated claim being for \$200 unpaid salary.

For a week past Dailey's creditors had been pushing him, but he hoped to be able to pull through, and tried hard to stem the tide. Circumstances were against him, however, and he was forced to succumb. Various reasons are assigned for the failure, but the chief one appears to have been an excess of expenditures over receipts.

Mr. Dailey has many friends in the city, and his social qualities attached to him strongly, hence there is much sympathy expressed for him.

FOUR BIG OFFERS.

LADIES' ELECTRIC GRAY GLOSSAMERS, 69c. LADIES' FAST BLACK FULL-FASHIONED HOSE, 12c a Pair. MEN'S HEAVY NAVY BLUE CHINCHILLA OVERCOATS, \$3 95. BOYS' SUITS, \$1 75, \$2 AND \$2 25 GRADES. SALE PRICE, \$1 25 A SUIT.

E. S. ELKUS, - - 922 and 924 J Street.



MR. D. C. McLEOD, Contractor and Builder, No. 113 N. Eleventh street, East St. Louis, Ill. "One year ago I became very sick with chills and malaria, which very soon made me very weak. In this condition I contracted a very severe COLD, which brought on CATARRH, with stomach troubles. I had no appetite. I suffered with pains in my head and back. I was extremely nervous. My nose and throat gave me great trouble. I could not sleep, and had no rest. I was treated by several doctors without any relief, and was about out of hope of ever getting well, when I saw in the papers an account of so many being cured at the Neagle Medical Institute. I called on those doctors, though I could scarcely walk. They examined me carefully and put me on a treatment, and I must say that I began immediately to improve and have continued, until now I feel well and like a new man. These doctors were so successful in my case that I took my wife and son, who were both in very bad health, and put them under their treatment, and I am glad to say they are rapidly improving. With this experience I can freely recommend all who are sick to put themselves under the care of these physicians. If you are afflicted with any of the above recovery let them call upon me or write, and see for themselves. D. C. McLEOD, "113 N. Eleventh st., East St. Louis, Ill."

CATARRH AND FEMALE TROUBLE CURED. "For six years I suffered with catarrh and female trouble, and was entirely cured by the Specialists at the Neagle Medical Institute. "MRS. ELIZABETH STRASSER, "219 Gallop avenue, Denver, Col."

CHILLS AND FEVER, RHEUMATISM, LIVER AND KIDNEY TROUBLES CURED. "I was cured of chills and fever, rheumatism, liver and kidney trouble at the Neagle Medical Institute. "WILLIAM WALSH, "917 Brooklyn street, St. Louis, Mo."

CATARRH AND FEMALE TROUBLE CURED. "I suffered from catarrh, stomach, liver and female trouble for two years. I took a course of hospital treatment, but did not get any relief. I was treated and cured at the Neagle Medical Institute. "MISS BERTHA SIMMLER, "2923 N. Thirteenth street, St. Louis, Mo."

CATARRH AND MALARIA CURED. "I have been troubled with catarrh and malaria for a long time, and was treated and cured at the Neagle Medical Institute. "JOHN NIEMTS, "1122 N. Eleventh street, St. Louis, Mo."

For all those who are unable to visit the Institute our system of Home Treatment by Mail has proven most satisfactory. Send for our Question Blank and have your case examined FREE. Medicines sent to all parts of the United States.

NEAGLE MEDICAL INSTITUTE. Is permanently located at 724 1/2 K STREET, Sacramento, Cal.

CLEVELAND SICK. OF THE HAWAIIAN CONTROVERSY; but does not feel so completely demoralized as the fruit-grower who finds when his trees commence to bear that they are not the variety he thought they were. It makes a great difference with the length of your face whether you have a strain of fruit that will yield \$50 per box, or one that requires considerable diplomacy to work out at 30 cents per box; for like cows, coons and coffee, all are not equally profitable.

JOE POHEIM. Have just received the Finest Assortment of Trussing - AND - FULL LINE OF ENGLISH WORSTEDS - WHICH I PURCHASED AT A BARGAIN - And Now Offer them to the Public - AT - 20 PER CENT. REDUCTION - SEE THE WINDOWS! Perfect Fit Guaranteed or No Sale. JOE POHEIM, THE TAILOR, 603 J STREET, Cor. Sixth, Sacramento.

TO MY PATRONS AND THE PUBLIC. NOW IS THE TIME TO PLANT YOUR Roses, Hyacinths, Tulips, Lilies, Lily of the Valley, Sweet Pea Seed, originally from the celebrated stock of Sherwood Hall Nursery, Menlo Park. Grown in Sacramento, I guarantee to grow, money saved by purchasing from the grower, as it avoids commission percentage. Purchases can be made from 5 cents worth upwards, securing double the amount of what is given in sealed packets. All are of the best named varieties. Lists of the prices at first premiums at State Fair in 1893, for ROSES, Plants and Flowers. HUGH McWILLIAMS, "The Florist," New Sacramento Conservatory, 1524 and 1526 J Street, Sacramento. Telephone No. 90.

ATKINSON'S Practical - - Incubator. MAIN OFFICE AND FACTORY, 1029 J Street, B. F. PIKE, manufacturer, M. L. WISE, manager. Send for catalogue.

What is More Attractive. Than a pretty face with a fresh, bright complexion? For it, use Pozzoni's Powder.

B. WILSON & CO., Corner Sixth and J Streets.

Grand Clearance Sale!

ROCK-BOTTOM PRICES PREVAIL IN EVERY DEPARTMENT!

Some Money-Saving Items at Random:

100 pieces Flannelettes, fleeced-lined, in a large variety of patterns and colorings; worth 12 1/2c. REDUCED TO 8c A YARD. 50 pieces Teazeldowns and Flannelettes, entirely new this season; worth 15c. REDUCED TO 10c A YARD. Ladies' Black Satteen Skirts. Former price, \$1 75. REDUCED TO \$1 25 EACH. Ladies' French C. P. Corsets in white and gray. Former prices were \$2 75 and \$3 a pair. Now reduced to the uniform price of \$1 85 A PAIR. One mixed lot of Corsets in black, gray and white. Former prices ranged from \$1 25 to \$2. To close the lot we have marked them down to 68c A PAIR.

B. WILSON & CO. MAIL ORDERS CAREFULLY EXECUTED.

CARDWELL COLONY.

THE ATTENTION OF HOME SEEKERS Is called to those

TEN-ACRE TRACTS

The Cardwell Colony, Situated in Sacramento County, fifteen miles east of this city. Finest Fruit Land in the Sacramento Valley.

Price, Only \$70 Per Acre, One-third cash, balance on three years' time (option of purchaser) at 6 per cent per annum. Address or call on

John T. Cardwell, Owner, J. E. MILLS, 301 J Street, Sacramento, Cal.

W. M. WOOD & CO., WHOLESALE DEALERS CALIFORNIA, OREGON AND NEVADA PRODUCE.

SPECIALTIES: BEANS, POTATOES, EASTERN EGGS, IMPORTED AND DOMESTIC Fruits, Nuts, Etc. Agents for Douglas and B. Co. Canned Goods, the most perfect Battered in 117 1/2 125 J STREET.

H. K. WALLACE, STOVES and RANGES OF ALL DESCRIPTIONS. Headquarters for Galvanized Iron and Cornice Work. 811, 813 AND 815 J STREET.

M. WACHMORST, LEADING JEWELER OF SACRAMENTO. HIGH GRADE AND COMPLICATED Watches of celebrated makers, such as Patek, Philippe & Co., Jules Jurgensen, A. Lange and others. Also, Fine Diamonds a specialty. 315 J STREET. Sign Town Clock.

KLUNE & FLOBERG, LEADING JEWELER OF SACRAMENTO. HIGH GRADE AND COMPLICATED Watches of celebrated makers, such as Patek, Philippe & Co., Jules Jurgensen, A. Lange and others. Also, Fine Diamonds a specialty. 315 J STREET. Sign Town Clock.

EBNER BROS. COMPANY, 116-118 K Street, Front and Second, Sacramento. IMPORTERS AND WHOLESALE DEALERS in Wines and Liquors.

M. CRONAN, 230 K St., and 1108-1110 Third St., Sacramento, Cal.

HUGH CASEY, 218 K Street, Sacramento, Cal. WOULD ANNOUNCE TO HIS PATRONS and the public that he has received a large cargo of

Reimported Whiskies. All of Kentucky's favorite brands. Dealers will find it to their advantage to examine these goods and get prices on same.

JUST ARRIVED. EX. SHIP EDEN BALLYMORE, FROM Antwerp, twenty-five barrels of reimported Bourbon Nutwood Whisky, to be had at Capital Ale Vaults, only mercantile lot in House in city. N. STEELE & SVENSSON, Proprietors, 302 J street. Telephone 38.

HARRY KOENIGKE, JAMES McGRATH, LEADING BARRISTERS AND ATTORNEYS AT LAW, 1009 Third street, between J and K, Sacramento, Cal. Wm. J. Lemp's Extra Pale Lager Beer. Wm. J. Lemp's Gilt Edge Steam Beer. Wm. J. Lemp's Gilt Edge Lager Beer. Wm. J. Lemp's Gilt Edge Steam Beer. Wm. J. Lemp's Gilt Edge Lager Beer.

DRS. WHITE & ROSS, OFFICE: S. E. CORNER SEVENTH AND J Streets, Sacramento. Office entrance 1009 Seventh street. Dr. Ross' Residence, northeast corner Eighth and H streets.

REMOVED. DR. PENDRY HAS REMOVED HIS office and residence to 703 1/2 K street, opposite new Postoffice.

DR. T. WAH HING, ENGLISH AND CHINESE PHYSICIAN and Surgeon. Graduate of Hongkong Medical College. Office, 926 THIRD STREET.

Dentistry. F. F. TEBBETS, DENTIST, 914 SIXTH ST., between I and J, west side, opposite Congregational Church.

REID DENTIST OFFICE, MAISON TEMPLE, Cor. Sixth and K streets.

H. H. PIERSON DENTIST, 511 1/2 J ST.

LACE CURTAINS. SPRING TIME HAS ARRIVED, AND house-cleaning is under way. Send your Lace Curtains to the AMERICAN STEAM LAUNDRY, Nineteenth and I Streets.

Notice of Dissolution of Copartnership. ALL PERSONS INDEBTED TO THE CO-partnership of BENING & TERRY will pay the debts to A. H. Bening, as the firm has been dissolved and he alone is authorized to collect the debts due the firm. A. H. Bening assumes all the indebtedness of the firm. January 2, 1894. A. H. BENING, JR., JENNIE D. TERRY.

Cleveland's Baking Powder. Pure and Sure. is made of pure ingredients, that is why it is wholesome. Cleveland's Baking Powder. Pure and Sure. is scientifically compounded, that is why it is strong. Cleveland's Baking Powder. Pure and Sure. does more work and does it better than any other. Reasons enough why you should buy Cleveland's Baking Powder. Pure and Sure.

Patent Suffering is no virtue if there be a remedy Beecham's Pills (Tasteless) positively cure Indigestion, Bileousness, Sick Headache. Why endure continued Martyrdom. 25 cents a box. CURE YOURSELF! It troubled with Gonorrhoea (Gleet), Whites, Spermatorrhoea, Stricture, etc., send for your drugist for a bottle of Big G. It cures in a few days without the aid or publicity of a doctor. Non-poisonous and guaranteed not to stricture. The Evans Chemical Co. CINCINNATI, O. U.S.A. "GOOD AS GOLD," The Best 5c CIGAR in the State. R. H. PETTIT, 225 K.

NEAGLE MEDICAL INSTITUTE. Is permanently located at 724 1/2 K STREET, Sacramento, Cal. OFFICE HOURS—9 to 11 A. M., 2 to 5 P. M., and 7 to 8 P. M. - - - - - 7-10 to 12 A. M. - - - - - JUL-21-24

Business Cards. WATERHOUSE & LESTER, DEALERS IN IRON, STEEL, CUMBERLAND COAL, Wagon Lumber and Carriage Hardware, 709, 711, 713, 715 J street, Sacramento. H. F. ROOT, ALEX. NELSON, J. DRISCOL, ROOT, NELSON & CO., UNION FOUNDRY—IRON AND BRASS Foundry and Machinists, Front street, between N and O. Castings and Machinery of every description made to order. SACRAMENTO FOUNDRY, FRONT STREET, CORNER OF N. WILLIAM GUTENBERGER, Proprietor. Work for side-walks and buildings a specialty. Gasoline and Steam Engines to order on short notice. S. CARLE, SUCCESSOR TO CARLE & CRAIG, Contractor and Builder. Orders solicited and promptly guaranteed. Office and shop, 312 1/2 Second Street, between K and L. WHERE TO BUY GROCERIES. J. J. WINGARD, AT TWENTY-FIFTH and O streets, has the best assortment and at most reasonable rates. Attorneys-at-Law. A. L. HART, ATTORNEY-AT-LAW—OFFICE, SOUTH-west corner Fifth and J streets, Rooms 12, 13 and 14, Sutter building. E. C. & LAURA M. TILDEN, ATTORNEYS AND COUNCILORS-AT-LAW. Office: 504 J Street, Rooms 8 and 10, Sacramento, Cal. GROVE L. JOHNSON, HIRAM W. JOHNSON, JOHNSON & JOHNSON, LAWYERS, 504 J Street. CHAUNCEY H. DUNN, S. SOLON HOLL, HOLL & DUNN, LAWYERS—OFFICES, 920 FIFTH ST., Sacramento. Telephone No. 14. WILLIAM A. GETT, JR., ATTORNEY-AT-LAW, SUTTER BUILDING, southwest corner of Fifth and J. Telephone No. 359. Undertakers. J. FRANK CLARK, UNDERTAKING PARLORS, 1017-1019 Fourth St., Sacramento. EMBALMING A SPECIALTY. GEORGE E. H. CLARK, Funeral Director and County Coroner. Telephone No. 131. W. J. KAVANAUGH, Undertaker NO. 513 J STREET. EMBALMING A SPECIALTY. OFFICE open day and night. Telephone No. 305. Notice of Dissolution of Copartnership. ALL PERSONS INDEBTED TO THE CO-partnership of BENING & TERRY will pay the debts to A. H. Bening, as the firm has been dissolved and he alone is authorized to collect the debts due the firm. A. H. Bening assumes all the indebtedness of the firm. January 2, 1894. A. H. BENING, JR., JENNIE D. TERRY.