

VETOED THE GAS FRANCHISE.

Mayor Hubbard Says Such Privileges Are Worth Money.

Believes the Time Has Arrived for the City to Protect Itself.

Mayor Hubbard has put down his foot in the matter of granting valuable franchises for nothing. Recently a corporation calling itself the Pacific Gas Light and Fuel Company obtained a franchise from the City Trustees to lay pipes under the streets, but in a message to that body last night Mayor Hubbard declined to approve the ordinance. He says: "To the Honorable Board of Trustees: I herewith return to you without my approval proposed ordinance No. 1, entitled 'An ordinance granting a franchise to the Pacific Gas Light and Fuel Company to lay down mains and pipes in and through any and all the streets and alleys in the city of Sacramento,' and for the following reasons, viz.:

First—I believe that the time has now arrived when the city of Sacramento should protect itself in the matter of franchises. Our streets, which are becoming more valuable every year, are the property of the citizens of Sacramento, and we, as officers of the city, are holding these streets in trust for the use and benefit of the people; and as such officers it is the duty of the Board of Trustees, the Mayor to preserve them solely for the interest and benefit of those who placed them in office and trusted them to manage this property. If the right to use our streets and alleys is a grant of value in the market it is clear that this grant should not be made without just and full compensation.

Franchises have in recent years become valuable, and no franchise should be granted or sold by the city except with the understanding that from and after the commencement of operations under such franchise the city should receive during its existence at least 3 per cent. per annum of the gross receipts arising from such grant. In this instance the franchise was sold for the sum of \$25, and a special rate to be extended to the city for gas.

We must sooner or later take a firm stand in relation to the granting of such franchises, and I believe that no franchise should be granted under any circumstances unless the city retains an interest in the receipts arising from such grant.

Competition is what we want, but we have learned from experience that fierce competition soon leads to consolidation, combination and high prices. One company or corporation will endeavor to drive another out of existence, and the successful one usually makes up for what it has lost by imposing excessive charges upon the people.

In all of the large cities of the United States and of Europe this matter of granting franchises is being much considered, for such cities have learned from bitter experience that they have given away valuable franchises which have created gigantic corporations and trusts whose sole aim has been to oppress and to make large fortunes at the expense of the people, and for which the people have never received anything like an adequate remuneration.

In Paris, France, no franchise has been granted for many years, except in cases where the city receives a full and fair share of the earnings which are derived from the operation of such franchise, and a large proportion of the expenses of that great city is paid from this income.

The city of Glasgow, Scotland, now pays nearly all of her expenses from the earnings obtained through the operation of franchises granted in that city.

Second—This proposed ordinance grants to the Pacific Gas Light and Fuel Company the use of all of our streets, which have been improved at great expense to our citizens, for the purpose of laying down pipes and supplying gas for these of said city and the inhabitants thereof for twenty-five years, and as a consideration therefor the said company agrees not to charge more than \$1 50 for each 1,000 cubic feet of gas during the first year of this franchise, and that said gas shall not be less than twenty-candle power from burners which consume six cubic feet per hour. My objection to this is that it may be two or three years before the company will be able to lay down their pipes and mains, and that, by the time it is prepared to furnish gas, the five years will have almost passed, and it will then be at liberty to charge any price which it, or its assigns, may see fit. It seems to me that a maximum charge should be fixed for the time during which the franchise shall exist.

Third—The proposed ordinance lacks the necessary safeguards for the protection of the best interests of the city. There is nothing in said proposed ordinance requiring the said company to commence the work of laying the pipes and mains within any specified time, nor

is there anything in said ordinance which would compel the said company to lay down any pipes or mains at all within the five years mentioned therein as the time during which it is to charge but \$1 50 for each 1,000 cubic feet of gas, or at any other time; nor is there anything in said proposed ordinance which would subject said company to a penalty of any kind in case of failure upon its part to carry out the objects of said franchise.

While it is true that Section 209 of the charter invalidates any franchise unless work is actually commenced within six months thereafter, and to that extent, protects the city under a grant similar to this, yet I believe the ordinance itself should contain such restrictions on the company and impose such conditions as to render all dispute a question in the future impossible. I believe it is better, in the grant of the power, to set forth particularly the conditions of the work, when it should be commenced, when completed, how much should be completed within certain periods, and should limit the time within which the company should actually furnish gas as desired by our people, and any other restrictions in relation to the capital of the company, its maintenance, operation, etc., which occur to us all in considering the interests of the city. The ordinance, as it now stands, contains a simple grant without any restrictions whatever.

Fourth—I have not been able to learn who compose the above-named company, but, without attempting to cast any aspersion upon its motives, it seems as though this franchise is sought for the purpose of obtaining the right to do what the said proposed ordinance permits to be done, but without any obligation upon its part to comply with the terms which it is apparently incumbent upon it to perform, and thus enable it to keep out other competitors, or to sell out its right for a handsome figure. Speculation in municipal franchises should not be tolerated, and no franchise should be granted unless it bears at least some of the earmarks of good faith. Respectfully submitted, C. H. HUBBARD, Mayor.

Devine said the message was a good, sensible, business one, and he moved the veto be sustained.

William M. Gwynne, Jr., spoke for the company, in answer to the objections of the Mayor. He said that no other corporation with a franchise was required to pay a portion of the gross receipts to the city, except one or two blocks by the street car company. It was an unjust discrimination against new industries and would drive away competition and investment. The conditions here are different from European cities, who do not need development as we do.

Devine said he believed the city should have reasonable compensation for the use of its streets. A well-known citizen who obtained a franchise here said it was a jay town to give it to him without compensation.

Mr. Gwynne said the company had drawn its franchise in accordance with the demands of the board, but the latter had made no such conditions as the Mayor now asked for.

Devine thought Devine was not consistent in the evening he had said he wanted competition and was willing to let part of the city go without lighting for months in order to get it. While agreeing with the Mayor in some things, he was opposed to asking the company to give up a portion of its earnings, which would compel it to charge more to gas consumers.

Devine thought that the people who have paid out thousands of dollars on the streets should receive some return from those who wish to use them.

Mr. Gwynne said the company did not wish to furnish gas to the city for \$1 a thousand and pay 3 per cent. on the gross receipts to the city.

Kent said the message was like that of the Mayor of Syracuse, N. Y., but this city's conditions are different from those of Syracuse. We invite people to come here and help build up our city. He would like to have the matter laid over for a week, and so moved. The motion was carried.

A Word or Two To sufferers from catarrh will not be amiss if a cure can be offered. Ely's Cream Balm has become a favorite in all sections of the United States. Your cold in the head will be quickly relieved by it, and the severest attack of catarrh will yield to and be perfectly cured by a thorough treatment. Catarrh is not a blood disease, but an inflammation of the passages of the nose and throat, due to climatic changes.

To Cure a Cold in One Day Take Laxative Bromo Quinine Tablets. All druggists refund the money if it fails to cure. 25c.

John Bellmer & Son, successors to F. J. Beal, at Tenth and N street, are having a regular boom, and they merit it, too, for they are carrying a fine stock of family groceries and the celebrated Freeman butter.

The elegant fixtures of the Hahn drug store are being moved and placed in the drug department of C. C. C. Granger Building, Tenth and K.

For the finest home-made bread and cakes in the city, go to The Pacific Grove Bakery, 823 J street.

Alex Holmes Photo Studio, 1208 10th.

AS TO CHARTER AMENDMENTS

Communication From the Committee to the City Trustees.

It Accomplished the Report That Was Published in the "Record-Union" Yesterday.

At last night's session of the City Trustees the Advisory Committee that has been at work considering proposed amendments to the city charter—and whose report was published in full yesterday—submitted the result of its labors, accompanied by the following communication:

Sacramento, Nov. 30, 1896. To the Honorable Board of Trustees of the City of Sacramento: The Committee on Proposed Charter Amendments beg leave to submit their report: The committee was aided in its work by a committee of citizens chosen by and with your consent. Three of these were members of the original board that framed the charter. Not all were present at all of our sessions, but we believe that a majority attended all the meetings held which were open meetings to which the public was invited. The propositions herewith submitted are as few and brief as in our judgment could be framed and meet the ends in view.

Two alternative propositions are submitted and are intended to clear away difficulties encountered in the experience of the board, and more clearly define executive and legislative duties and harmonize the two most important branches of the city government. It is just to say that the proposition relative to increase of the compensation of trustees emanated from the citizens associated in your committee, but that no such increase can affect any incumbent officer of the city.

The proposition to increase the number of Trustees by selecting two at large appears to be consonant with the best thought and experience in municipal government, which inclines strongly to larger rather than smaller legislative bodies. The proposition, if adopted, will give the people of the whole city every two years, and will lessen the committee work of the board and respond to what appears to be a desire of the people who study municipal questions.

The proposition relative to the Board of Education is understood by us to be responsive to the wish of the State Educational Department and of the City Board of Education. The idea is that as the city is, under the law, one school district, its directors should be chosen by the votes of the whole district and not by municipal subdivisions.

The other propositions submitted are so clear that we do not deem it necessary to add anything by way of explanation.

Your committee is unanimously in favor of submitting these propositions to the people at as early a date as is practicable, that the amendments, if adopted, or such as may be adopted, may be early submitted to the Legislature about to assemble.

Your committee therefore advises that your honorable body adopt the propositions and submit them to the people as by the Constitution provided, and that you will do so even if in some respects they do not meet your exact views as individuals, as to what is the best form for amendment desired, since we are convinced that it is wise to give the people full opportunity to express their desire at the polls on these subjects.

The propositions that are submitted in the form of half-sections are presented to save the expense of printing sections they amend in full, and because as distinct sections they present the new matter introduced, thus enabling the people to more easily understand just what is proposed.

A CASE OF DISTRESS.

An Elderly Woman Said to be Very Ill and in Want.

There is said to be a genuine case of distress in the lodging-house on the east side of Fourth street, between K and L, where an elderly woman named McCullom lies very ill from lung complaint, and is suffering from a lack of the nourishment which she needs. She has a child, a young man, who while at his work and is not yet able to resume his task.

Attention was called to the matter last night by Ike Zemansky, who, learning there was a case of distress there, investigated for himself. Mr. Zemansky generously supplied the lady with enough money to meet the wants of herself and son for a day or two. It is understood that she is the widow of a war veteran, and if so no doubt the Grand Army members will interest themselves in her behalf.

The landlady of the house where Mrs. McCullom now is has been very kind to her, but she has a family of her own to provide for and is not able to bear any additional burden. From Mr. Zemansky's statement of the condition of the invalid it appears to be a case that should have immediate attention.

THE STATE MILITIA.

Recommendations That Will Gratify National Guardsmen.

The Secretary of War in his official report says: "There are now thirty-five army officers regularly assigned to State headquarters, and in addition to these thirty-one officers have been detailed on temporary duty during the past year at State encampments. All concern in reporting a steady improvement in the training and efficiency of the militia. Camps of instruction were held in thirty-one States, and in several instances regular troops were encamped with the militia, serving not only to furnish an object lesson in matters of detail, but also to establish cordial relations between regular and State forces."

Within the past year effort has been made to obtain more reliable and complete information than has heretofore been secured concerning the amount of the actually serviceable articles of military supplies in the hands of the State troops, as well as the additions that would be required if they were to take the field. The returns received indicate so serious a deficiency in almost every item of equipment and equipment necessary for field service, that the General Government should no longer withhold the appropriations necessary to place the State forces on a better footing to render efficient aid whenever called into the service of the United States.

The States appropriate nearly \$3,000,000 annually for the support of the militia, not counting contributions

from private sources and time spent in army drilling, for which no pay is allowed. The General Government appropriates \$400,000, to be drawn in money or equipment, as the State authorities may elect.

When the States furnish the armories and defray all expenses incidental to keeping their forces in training, it is suggested that the United States should provide them with the implements which they will need in active service—arms and field equipment—as supply on hand is totally inadequate for serious and prolonged field operations.

Recommendations made last year are again submitted for action by Congress which, if approved, will materially benefit the militia without increase of expense.

The first is that the States be allowed to return such unserviceable, worn out or obsolete stores and weapons as have been advanced to them by the War Department in past years, that they be sold for what they will bring, and the proceeds credited to the allotment to the respective States and Territories for arming and equipping their militia.

The second is that the Secretary of War be authorized to issue Springfield rifles of caliber .45 to each State and Territory in exchange for other rifles now held, and the third is that any State or Territory may, in addition to the stores and supplies issued under the Act for equipping the militia, purchase at regulation prices such army stores and supplies as the Secretary of War may approve.

THE COMING SCHUBERTS.

They Are Warmly Praised by the Press of the Webfoot State. The Schubert Symphony Club and Ladies' Quartet, which is to give the opening entertainment of the Sacramento Culture Association, season course, is thus spoken of by the "Daily Statesman" of Salem, Or., where the company appeared a few days since: "Nothing in the musical line has been offered the public here to equal this refined and accomplished group of performers in long years."

Bro. are assured of the gratitude of those who had the prime fortune to be in last night's audience. Despite the lateness of the hour at which the train arrived which brought them to the city, the company rendered a delightful program of fourteen numbers, charmingly, and was encored in every instance. The offerings comprised vocal and instrumental solos, quartets, quintets and choice readings and recitals, all of the highest order and all submitted with exquisite skill, nothing short of artistic. It was a graceful and gratifying entertainment furnished by people as conscientious in their work as they were capable, and a return 'stand' at Salem would meet with a reception in accord with the very conspicuous merit of the company."

SAD CASE.

Affecting Meeting Between a Mother and Her Wayward Daughter.

About a week ago one Mabel Clifton was convicted of petit larceny in the Police Court and sentenced by Justice Henry to serve thirty days in the County Jail. Yesterday morning Mrs. Cooper of Sisson, the mother of the erring girl, visited the jail, and when the two met there was an affecting scene. The girl rushed into her mother's arms, moaning and sobbing, and finally fainted.

Mrs. Cooper visited Justice Henry shortly afterward and stated that her daughter was but 14 years of age, and was, she had learned, in a delicate condition. She desired to take her back to her home in Sisson, and implored the magistrate to intercede in her behalf.

She was told that the only mode of procedure was to make application for pardon to the Governor, and the lady at once visited Private Secretary McCabe. The Governor being absent, it is not known what action will be taken.

Mrs. Cooper stated to Justice Henry that she was unable to remain here until the sentence of her daughter expired, and if not present at that time, she feared her daughter would once again fall in with her former associates, and the efforts for her reformation would prove futile.

Probate of Will.

Manuel Simas Sebastian has petitioned the Superior Court for the probate of the will of Jose Simas Sebastian, commonly known as Jose Simas, deceased. The hearing is set for the 11th inst.

Wants to Administer. Public Administrator W. B. Miller has petitioned the Superior Court for appointment as administrator of the estate of John Cary, which consists of \$1,500 in cash.

SPECIAL NOTICES.

Vehicles—Haker & Hamilton—Hardware, Carls, Buggies, Carriages, Phaetons, Bait, Farm and Header, Wagons, Wholesale Hardware. Send for catalogue.

KENT BROS., 1617 Third street, for carriages, buggies, rigs of all kinds at short notice. Telephone—New, 215; Old, 611.

NEW TO-DAY.

NOTICE.

THE SISTERS OF MERCY WISH to announce that they have no representative going the rounds of the city collecting for the hospital or the convent.

Donations are most acceptable at the present time, and the Sisters have sent written requests to many of their friends, but even these are not to be recognized without the stamp of the institution attached to them.

All contributions will be gratefully received at the new hospital to be erected on the corner of the hospital, Twenty-second and R streets, and will be acknowledged in the local papers later on. 41-3t

LECTURE ASSOCIATION.

THE FAMOUS SCHUBERT CLUB AND quartet will appear for the Lecture Association at the Congregational Church, Friday Evening, Dec. 4, 1896. Season tickets, \$1. Now on sale at Book-Stores, Music Stores and Drug Stores. It.

ASSIGNEE'S SALE—NOTICE IS hereby given that the undersigned, assignee of the estate of P. J. Rider, an insolvent debtor, that by order of the Superior Court, Sacramento County, I will sell at public auction on SATURDAY, December 5, 1896, at 11 o'clock a. m., in front of the Courthouse in Sacramento City, the following described personal property belonging to the estate of said insolvent as follows, to wit: One cart and one bay horse, on the following terms, to wit: For cash.

Dated November 30, 1896. FREDERICK GREEN, Assignee. Martin Devine, Attorney for Assignee. 41-3t

WHAT'S THE USE?

YOU CAN GET ANY BEETER. KNAUER'S PACIFIC BREWERY STEAM BEER IS UNEXCELLED. Brewery, Ninth and P sts.

RECKLESS DRIVING.

A Little Boy Run Over by a Delivery Wagon.

Yesterday afternoon the driver of a delivery wagon ran down an eight-year-old boy named Phillips at Third and J streets, two wheels of the wagon passing over him.

Those who saw the accident stated that the horse turned the corner at a high rate of speed and struck the boy before he was aware of his danger. The driver witnessed the whole performance, but he did not stop to see whether or not the boy was killed, and kept on his way without slackening his speed. The boy, while sorely bruised, had no bones broken. The driver—who it is said is a partner in a store in the eastern part of the city—mentioned the fact when he arrived that he had run over a boy down town.

To Contest Davis' Will.

It seems that the niece of the recently deceased millionaire Jacob Z. Davis of San Francisco, Mrs. Belle Curtis and Miss Lizzie Muir, are not to get possession of the \$3,000,000 he willed to them without a struggle. A nephew and niece of his in the East have begun a contest of the will.

Took Care of Her Mother.

Judge Johnson's court was again occupied yesterday with the trial of the case of Elizabeth Noble against James M. Short, executor of the estate of Elizabeth Young, deceased. The plaintiff sues for \$1,400, which she claims for taking care of her mother, Mrs. Young.

To Cure a Cold in One Day.

Take Laxative Bromo Quinine Tablets. All druggists refund the money if it fails to cure. 25c.

Free—Free gold aluminum tableware given to all cash purchasers at Beesley & Son's, 518 J Street.

Hot tamales. Welch Bros., 9th & J.

MEN WHO WEAR \$3 SHOES, LISTEN!

Judge a store by its \$3 shoes—judge THIS store by its \$3 shoe. No test is more severe, or more certain. The store that gives you the best value in a shoe at \$3 is the store that is apt to give best at \$1 50 or \$5. That's why the Haven \$3 Men's Shoes have been made as thoroughly good as first-class leather and perfect workmanship can make them. Are you a doubter? Then come—not to buy, but to see, and be convinced.

THE SHOE: Made of best tannery calfskin, with fine dongola kid uppers, genuine oak tanned leather soles, and fitted and stitched with silk and linen throughout. Come in new narrow round toe, razor toe, narrow square toe, broad square toe, in heavy weights for every day, or lighter weight for dress. Price, \$3 a Pair.

LAVENSON'S, Fifth and J Streets.

AMUSEMENTS.

METROPOLITAN THEATER. J. H. Todd, Lessee and Manager. ONE NIGHT ONLY, WEDNESDAY, DEC. 2d. THE PARSIAN SENSATION.

LA LOIE FULLER. Introducing all her Famous Spectacular and Serpentine Dances That created such a furor in Europe and America.

CLUNIE OPERA HOUSE. J. H. Todd, Lessee and Manager. ONE WEEK ONLY, Commencing Monday, November 30th, Wednesday, Friday and Saturday. THE MARVELOUS CHILD ORGANIST, IN aid of the CHILD'S DAY HOME, under the auspices of the W. C. T. U., SIXTH STREET and E. CHURCH, THURSDAY, December 3d. Tickets, 25 cents. 12-30t

GRAND CONCERT BY DARWIN WOOD (Soloist of America), THE MARVELOUS CHILD ORGANIST, IN aid of the CHILD'S DAY HOME, under the auspices of the W. C. T. U., SIXTH STREET and E. CHURCH, THURSDAY, December 3d. Tickets, 25 cents. 12-30t

MISS GRACE HUNTER IN HER GREAT FIRE, Stereopticon and Spanish Dances. PRICES—\$1.75 cents and 50 cents. Box sheet now open. 12-30t

CAPITAL * CONCERT * SERIES. CONGREGATIONAL CHURCH, December 15th, January 5th, February 4th.

THE STRONGEST ARRAY OF VOCAL and Instrumental Artists ever brought to this city. Subscription list now open with St. J. Coin and Herbert A. Kidder. Price of season tickets, three concerts, including one person, including reserved seat and transferable, \$1 50. 12-30t

AUCTIONS. BELL & CO. WILL SELL AT SALESROOM, 415 J street, WEDNESDAY, December 2, 1896, at 10 o'clock a. m., 20 Sets of Harness, 100 Whips, Lap Robes, Horse Blankets, etc. Terms cash. BELL & CO., Auctioneers.

R. E. GREER & CO., General Auctioneers. Cash Paid for Household Goods. OFFICE AND SALESROOM, 1004 - 1006 J STREET. Cap. Telephone 306.

WANTED.

HOUSEHOLD GOODS OF ALL KINDS, Furniture, Carpets, Crockery, Stoves and in fact anything you may have to sell. Call on me and I will give you the highest cash price for same. Remember I will have our regular auction sales every Wednesday and Saturday at old stand, 927 K street. J. L. SAUNDERS, Auctioneer.



Smyrna Rugs.

Smyrna Rugs come in a large variety of beautiful patterns, and are alike on both sides, so that when one side is worn the other may be used. The quality we carry is the best.

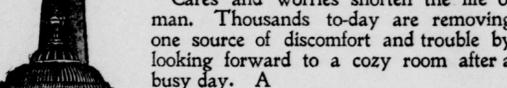
- Size 18x36, \$1 00
Size 21x45, 1 50
Size 26x54, 2 25
Size 30x60, 2 75
Size 36x72, 4 00

John Breuner

604-606-608 K ST., SACRAMENTO

BE COMFORTABLE AND LIVE LONG.

Cares and worries shorten the life of man. Thousands to-day are removing one source of discomfort and trouble by looking forward to a cozy room after a busy day. A Cole's Air-Tight Heater Accomplishes this result better than any other stove manufactured. Will burn either wood or coal and save 25 per cent. fuel. Price, \$6 and upward. Call and see them at HOLBROOK, MERRILL & STETSON'S, J Street, Second and Third.



WINTER UNDERWEAR?

Yes, we have the finest line in town, and for the least money. We also have the agency for the Celebrated Ypsilanti Health Underwear, Both in Single Garments and Union Suits.

PRINTERS' BALL!

Under the auspices of Sacramento Typographical Union, No. 46, Old Pavilion, December 3, 1896.

BENEFIT OF PRINTERS' CEMETERY PLAT. ADMISSION, 50 CENTS. Ladies Free.

GRAND CONCERT BY DARWIN WOOD

(Soloist of America), THE MARVELOUS CHILD ORGANIST, IN aid of the CHILD'S DAY HOME, under the auspices of the W. C. T. U., SIXTH STREET and E. CHURCH, THURSDAY, December 3d. Tickets, 25 cents. 12-30t

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FOR HOLIDAY TRADE.

Fine Pocket Cutlery, Rogers' Knives and Forks, Carver Sets. SCHLAW, INGRAM BATCHER & CO., 811 to 819 J Street.

WHY PAY FROM \$20 to \$50 for an old-fashioned Electric Bell when we can furnish a first-class article for less than half the price? All goods warranted. Send for free catalogue No. 27. D. PIERCE & SON, 704 Sacramento St., San Francisco. For Sale in Sacramento at PLAZA DRUG STORE, 904 J Street.

THE WEEKLY UNION—THE BEST weekly on the coast. SEND THE WEEKLY UNION TO YOUR friends in the East.

"APENTA"

THE BEST NATURAL APERIENT WATER.

Bottled at the UJ HUNYADI Springs, Buda Pest, Hungary.

Considering the nature of the Hungarian Bitter Water Springs, it must obviously be desirable for the medical profession and the public to be assured authoritatively that the working of these Springs is carried on in a scientific manner, and not merely on commercial lines, and with this view the Uj Hunyadi Springs, from which "Apenta" Water is drawn, are placed under the absolute control of the Royal Hungarian Chemical Institute (Ministry of Agriculture), Buda Pest.

Prices: 15 Cents and 25 Cents per bottle. OF ALL DRUGGISTS AND MINERAL WATER DEALERS.

Sole Exporters: THE APOLLINARIS COMPANY, LIMITED.

SEE that the Label bears the well-known RED DIAMOND Mark of THE APOLLINARIS COMPANY, LIMITED.

EMPLOYED in San Francisco at the California Women's Hospital, St. Luke's Hospital, German Hospital and the principal HOSPITALS in NEW YORK, BOSTON, PHILADELPHIA, BALTIMORE, CHICAGO and throughout ENGLAND.

SALE OF INFANTS' CAPS!

Silks at 25 cents. Velvets, 25 cents, 50 cents and 75 cents. Plush, 50 cents and 75 cents.

They will only last for a few days. Call and select one at

MRS. M. A. PEALER'S

621-623 J STREET, SACRAMENTO.

