

MUNICIPAL LIGHTING PLANT.

THE QUESTION WILL NOT BE SUBMITTED TO A VOTE.

Board Refuses to Reconsider Its Action on the Bailey Sidewalk Matter.

The City Board of Trustees met last night in regular weekly session, Trustees Wachhorst, Davis, Kent, McKay, Bentley, Devine, Leonard, Tozer and Pennish being present, and Bentley presiding.

F. M. Egan addressed the board in relation to the runaway of the horse owned by Egan Brothers, caused by the horse being frightened by the city's steam roller. The horse smashed the buggy badly, causing quite a bill for repairs. The matter was referred to the Finance Committee.

A. E. Miller appeared before the board in behalf of John McGillivray, to whom the contract for constructing the sidewalk in front of the school-house on J street, between Twenty-sixth and Twenty-seventh streets had been awarded, said that the Superintendent of Streets wished Mr. McGillivray to clear out the salt grass roots at his own expense. There was nothing in the specifications, Mr. Miller said, that compelled the contractor to take out the grass. The earth had been tamped down and settled before Mr. McGillivray received any notice from the Superintendent of Streets.

City Surveyor Mullens, as Superintendent of Streets Croly were of the opinion that the sidewalk could not be laid in a workmanlike manner unless the grass is first removed, as the grass, if left in, would leave the sidewalk in a springy unstable condition.

Tozer moved that the board endorse the action of the Surveyor and Superintendent of Streets, and it was so ordered. A number of bills were allowed, as well as salaries.

The City Auditor was instructed to transfer from the general fund \$1,125 to the street fund, \$900 to the sprinkling fund, and \$475 to the sewer fund, and also \$601 11 from the special sewer fund to the general fund.

COMMITTEE FUNDS. Tozer, from the Finance Committee, said the committee had been unable to find any law to justify the board in complying with the request of the Directors of the Protestant Orphan Asylum, but would like further time to investigate. The time was granted.

He also reported that there is no money on hand from which the slough at Thirtieth street can be filled up. He did not think it a matter of emergency, however, as it has been in the same condition for thirty years past.

Bentley said that, as the contract had been awarded, the clerk should be directed to notify the contractor that the funds would not allow the city to enter into the contract at present.

Tozer also reported that the fund will not permit of purchasing another motor at present.

Devine, from the Street Committee, reported in favor of the amendment to the sidewalk ordinance allowing front street property owners to put down other than stone sidewalks.

He also reported that T. E. Clark, who had accepted a private contract to improve the street between S and T and Seventh and Eighth streets, had made no provision for paying the advertising bill. It was proper for the property owners to pay the advertising bill, but Mr. Clark had paid it.

Mr. Clark said the bill was incurred several months before the contract was let, and he had paid it, to avoid bad feeling. He felt that the city should pay it, however.

McKay moved that Mr. Clark's bill be paid, but met with no second.

In regard to the complaint against the trees of J. W. Watt, near Ninth and N streets, that they obstructed the view of a property owner, Devine said he had no recommendation to make. No action was taken.

Superintendent of Streets Croly said the bill of J. A. Cunningham for work done around the sewer plant was a just one, although he had nothing to say about the amount. The bill was ordered paid.

COUNSEL'S OPINION. The opinion of the Corporation Counsel was read in the matter of the Bailey sidewalk at Fourth and K streets, as follows:

To the Board of Trustees of the City of Sacramento: GENTLEMEN: E. M. Croly, Superintendent of Streets, and William Mulleney, City Surveyor, called upon me, stating that you had an opinion in relation to the validity of Ordinance No. 212. I have not had the opportunity as yet to investigate this ordinance, as it is dead, but the only question seems to me to be whether or not your ordinance conflicts with the street law of California, commonly known as the "Vrooman Act." The Act last referred to provides a method of reconstruction or repair of sidewalks and prescribes the procedure in such cases. Your ordinance is intended to provide as well for a penalty for the neglect to reconstruct or repair sidewalks. Of course, it is a general rule that special laws con-

not contravene general laws, but Section 15 of the Vrooman Act provides as follows: "In addition and as cumulative to the penalties above given, the City Council shall have power by resolution or ordinance, to prescribe the penalties that shall be incurred by any contractor or person liable or neglecting or refusing to make repairs when required as provided in Section 15, etc."

Your ordinance, No. 212, does not pretend to follow the Vrooman Act in this respect, as it reads, "and it is questionable whether it seeks to provide penalties in accordance with the Vrooman Act. I understand, however, that this ordinance has been acted upon for many years past, and cannot absolutely say that it is in violation of the ordinance now questioned in the matter before you, and it seems to me the better course would be to propose amendments to determine whether or not it can be upheld. Respectfully submitted, H. R. W. JOHNSON. Dated Sacramento, November 29, 1897.

The bidders for the construction of a foot valve for the Water Works were J. A. Cunningham, at \$800, or \$700 for the steel shell, and Root, Nelson & Co., \$850 for the valve and \$754 for the shell.

the loss of power in transmission for four miles was little or no more than for a quarter of a mile, and the judges on that occasion said that such evidence was not worth considering, on account of its absurdity. He contended that such a plant as was contemplated would cost over \$100,000. If the citizens would fix their charter so that longer contracts could be made, taking into account depreciation and other matters, the company could afford to make lighting contracts at a much lower rate.

J. H. Lawrence stated that when the Supervisors advertised for bids for lighting the County Hospital, his company was the only bidder for the one-year contract, and when the board proposed to close the contract, the company voluntarily offered to reduce the rate largely, on condition that a contract for two years be given, and the board accepted the offer.

The motion that the Corporation Counsel be instructed to prepare an ordinance for submitting the proposition of a municipal lighting plant to the people, but he met with no second. McKay moved to lay the matter on the table.

Bentley thought the city should not pay two or three prices for lighting, but there was some doubt in his mind as to the advisability of the city's constructing its own plant. He did not see any benefit in a longer contract, as the company knows for what it can light the city. He favored a submission of the matter to the people.

Tozer said that he knew that the Sacramento Electric, Gas and Railway Company can furnish light cheaper than any one else. He thought the city should put up its own plant, and then it can get bids from the various companies.

The motion to lay on the table was carried, Wachhorst, Kent, Davis, McKay, Tozer and Pennish voting aye, and Devine, Bentley and Leonard voting no.

Contractor F. Y. Williams was granted an extension of his contract for the improvement of F street from Eighth to Twelfth for one month.

OUR RESOURCES. Why California Should be Well Advertised in Europe. At the recent Fruit-Growers' Convention a committee of fifty was appointed to solicit subscriptions to a fund of \$10,000 for the purpose of advertising California fruit products in Eastern markets. R. D. Stephens is Chairman, and B. M. LeLong Secretary.

The committee has prepared an address to the public. The recent statement made by J. A. Filcher, Commissioner to the Hamburg Exposition, is quoted by the committee as proof of the advantages to be derived from the proposed enterprise, and the committee adds:

"It will be seen from the statement of Commissioner Filcher that much good accrued to California through the exhibition of its products made at the Hamburg Exposition, and that an exhibit could be collected, and for \$10,000 it could be set up and displayed for a month and a half in each of the six main trade centers of Europe, for the purpose of further educating the people abroad regarding our products and pushing the foreign market, the fruit business of California would soon find itself on a sound and profitable basis, and the day would be much nearer when the State could dictate the price of canned and dried fruit to the world."

"It is important that no time should be lost in raising the necessary funds to make the exhibit, for apparently there is no other purpose for which \$10,000 could be expended that would result in accomplishing so much good, not only in the interest of the fruit-growers of California, but also in the interest of the people of the State."

MURDER CHARGED. John Green to be Tried for Shooting Ah Min. A Chinaman named Ah Hay has sworn to a complaint charging John Green with the murder of Ah Min, near Elk Grove, a few days since.

A coroner's jury yesterday held an inquest on the body of the dead Chinaman, Green, who is a colored man, told how he came to shoot the Chinaman, and his story was just as originally told in the "Record-Union."

He said another Chinaman had given poison to him and F. M. Coons, and the latter barely escaped death. The deceased was found leaving Robert Coons' house, and ran when he (Green) called him to stop. He fired a pistol shot after him, but did not try to hit him. However, the bullet took effect, and the result was fatal to the Chinaman.

The jury found that the deceased came to his death from a pistol shot wound inflicted by Green.

Final Accounts Filed. Louisa Lauser, executrix of the estate of Elizabeth Fehi, deceased, has filed in the Superior Court her final account, showing that the expenses and debts have exceeded the estate, leaving nothing for distribution. She, however, asks for an order of distribution, in order to close the estate, as she has also filed her final account of the estate of Charles Fehi, deceased, which amounts to \$1,775, from which she has paid \$331 40. She has also petitioned for a decree of distribution.

Motion to Dismiss Appeal. Joseph E. Green, Jr., has given notice of his motion to dismiss the appeal of defendants in his suit against the California Navigation and Improvement Company from the judgment in the Superior Court, taken care of itself.

McKay said that the heaviest taxpayers in his ward were opposed to a municipal lighting plant, and asked him not to vote for one.

Devine said that very few citizens had said to him asking for municipal lighting. He was against it, as opposed to running capital invested here out of the city. The cost of lighting has been reduced within a few years from \$15 a month to less than \$10.

Devine argued for the plant, dilating on what he thought were its advantages. Mr. Hatfield said that his company did not claim it was running its plant for the benefit of the city. It was not asking the board to do it favors. It had a right to make a profit, and he said here that had caused a great reduction in lighting rates, and voluntarily given the city the benefit of the reduction.

When it completed its plant there was no talk of a municipal plant, but it had hardly commenced to furnish light when the proposition was made to construct one. Such a thing had never been heard of before. When a large amount of capital from the outside had been brought in and expended in a community, it should not turn around and say that it is a failure. The projectors of the power enterprise were told when they started it that they were casting pearls before swine. The man who had given the board an estimate of a \$65,000 plant was the same one who testified in court that

CASE DISMISSED.

Not Shown That May's Pool Ticket Was Purchased Here.

The case against Frank Daroux, charged with violating the anti-pool-room ordinance, terminated abruptly in the Police Court yesterday morning, being dismissed on motion of the City Attorney after the evidence for the prosecution was in.

Beyond the statement made by R. A. May that he had given a dollar to Ralph Donohue to buy him a combination ticket at the poolroom behind the Capital Hotel bar on a race at the Oakland track, and that Donohue had turned the money over to Julius Elliott, who fifteen minutes later handed him the desired ticket, there was nothing to show the ticket was purchased in this city, or that Frank Daroux, the defendant, had anything to do with the case.

On the other hand, Julius Elliott testified that he had offered to buy a ticket with May's dollar, but that the money was refused, and he was told that the ticket would be sold only at Washington, Yolo County. The witness thereupon sent the money to Washington by a man named David Terry, who after being absent about twenty minutes, returned with the ticket which was worthless, because the horse selected had in the meantime been scratched.

David Terry, the man who had acted as messenger boy for Elliott, testified that he bought the ticket in question at Washington, and that it was filled out by Bookmaker C. A. Brown.

Bookmaker Brown was called and testified that he had issued the ticket in question. He recognized it because he had marked the name "Julius" on it. Terry having told him it was for Elliott.

The City Attorney said he would not ask for a conviction on the evidence given, as it had not even been shown that the ticket had been bought in this city, or that Daroux was at all concerned in the transaction. He said, however, that he believed from circumstances connected with the case, that the ticket was sold in this city, and that Elliott had purchased it. A. M. Seymour was attorney for Daroux.

Weather Reports. The Weather Bureau report shows the highest and lowest temperatures yesterday to have been 56 and 49 degrees, with gentle southerly winds and cloudy weather prevailing.

The barometrical readings at 5 a. m. and 5 p. m. yesterday were 30.25 inches. The highest and lowest temperatures one year ago yesterday were 51 and 31 degrees, and one year ago to-day 49 and 36 degrees.

The normal temperature was 48 and the average 51 degrees, showing yesterday to have been 3 degrees cooler than usual for the 29th of November.

The New Big Clothing Store is in town, on J street, and when you are taking a promenade and admiring his many fine things in his windows, don't forget the little J-street bargain house (the old Red House), just above, where all high prices meet their death. The windows show cases of millinery, men's fine lamb's wool under vests and drawers for 77c; cheaper grades for 25c; pushing of ladies' heavy jersey vests for 25c, and 50c shirt waists for 10c and 15c.

Given Away Free. At Hodson's Photo Studio, 813 K, you can get a portrait, 16x20, with every dozen French panel photos for \$3.95. Secure coupons from agents.

Millinery Change. Mrs. L. Van Alstine, well-known in the millinery business in this city, announces that she has purchased Corwin's millinery, at 607 J street, entire stock and store. She is prepared to show the latest in millinery, and invites friends, patrons and the public to call.

Piano tuning. P. Schoen of Oakland is here; Hammer's or Pommer's.

McMorry sells groceries. Agent for Coronado water and Stockton sarsaparilla and iron. 531 M street.

Try our imported whisky, to be had only at El Dorado, 826 J street.

Try McMorry's Blend Coffee, 35c.

traveling or visiting, colds, fevers, headaches or other ills may overtake you. Get a package of Emul-Fred Hamburg Tea in your grip and avoid illness. Druggists and Grocers.

MARRIED. MACMILLAN-BROWN-At Ashland, Folson, Cal., by Rev. F. B. Sheldon, George Macmillan of Ashland to Mattie Brown of Tennessee.

DIED. TOOLE-In this city, November 27th, Mrs. Margaret Toole, mother of William, Thomas and Matthew Toole, a native of Young's Louisiana, aged 72 years. Funeral will take place from Cathedral, where mass will be celebrated for the repose of her soul at 10 o'clock (Tuesday), Interment St. Joseph's Cemetery. Casket will not be opened in Cathedral.

MEYER-In this city, November 28th, John A. Meyer, husband of Agnes M. Meyer (nee of Ireland, Kentucky), a native of Kentucky, aged 72 years, 1 month and 9 days. Friends and acquaintances are respectfully invited to attend the funeral from his late residence, 604 J street, to-day, (Tuesday), at 2 o'clock p. m. thence to the Cathedral, Eleventh and K streets, where services will be held, commencing at 2:30 p. m.

TERRY-On Lower Stockton Road, Mrs. Sarah Terry (sister of John Williams of Highland Park) died at 10 o'clock, of George, Harry and Lizzie George of Highland Park, at 10 o'clock, Kentucky, aged 72 years, 1 month and 9 days. Funeral notice hereafter.

BROCK-In this city, November 28, 1897, Marie, youngest daughter of Thomas and Annie Brock, a native of Sacramento, California, aged 2 years and 38 days. Friends and acquaintances are respectfully invited to attend the funeral from parents' residence, 1719 Ninth street, between Q and R streets, this (Tuesday) afternoon, November 30th, at 2:30 o'clock, interment in St. Joseph's Cemetery.

PREPARE FOR STORMS.

Buggy tops, \$12; storm aprons, \$1 50; side curtains, \$1 50. A. Meister & Sons, 910-914 Ninth street, Sacramento.

Best flour, \$1 20 sack; mince meat, 5c per lb.; mountain butter, 25c per lb.; good butter, 40c per roll; up-to-date coffee, 25c per lb.; purity tea, 35c and 50c per lb. Beesley & Son, 516 and 518 J street.

Miller Bros., 1116 J street, sell oil heaters at cost. They also have a fine line of air tight heaters.

Coronado water, Stockton sarsaparilla and iron, champagne cider, ginger ale, orange cider. J. McMorry, agent.

Dr. Smith extracts roots of teeth by his electrical process. "Just splendid," everybody says. Fifth and K streets.

Call and see our domestic heater. Tom Scott, agent, 303 J street.

Visu stable, Ninth and I, for a rig.

POND'S EXTRACT. The Old Reliable Remedy FOR ALL PAIN. USED INTERNALLY AND EXTERNALLY. POND'S EXTRACT CO., NEW YORK & LONDON. Burns, Chafing, Wounds, Piles, Sores, Luts, Catarrh.

CASTORIA for Infants and Children. The Fac-simile Signature of Charles H. Fletcher. Appears on Every Wrapper. THE CENTAUR COMPANY, 71 NASSAU STREET, NEW YORK CITY.

"WELL BRED, SOON WED." SAPOLIO ARE QUICKLY MARRIED. Try it in Your Next House Cleaning.

THE WEEKLY UNION. Contains All the News of the 7-day Record-Union.

VERY FLATTERING. LA INTERNACIONAL. OUR INCREASING SALES OF La Internacional THE GREAT MEXICAN CIGAR. SMOKE THEM AND BE IN THE SWIM. HALL, LUHR'S & CO., Agents.

UNROLLING THE ROLL. WHAT A DIFFERENCE IS DEVELOPED in a roll of wall paper when it is unrolled. Look at the outside and wonder why all paper is alike. You look at the figure and see it is different from any you ever saw. Those desiring something different from our new samples.

W. P. FULLER & CO. 1016 Second Street.

MATER MISERICORDIAE, Sisters' New Hospital, Twenty-third St., Q and B, Sacramento. JUST COMPLETED AND NOW OPEN TO PATIENTS. High, healthy location; pleasant, airy rooms and wards. All modern appliances. Terms moderate. For full particulars apply to Sisters of Mercy, or to the Medical Superintendent, DR. CHAS. D. M'GETTIGAN.

F. C. KNAUER'S Pacific Brewery BEER IS THE BEST. TRY IT. EVERY KEG has the latest improved patent valve. SEND THE WEEKLY UNION TO YOUR friends in the East.

A UNION SHOP. N. STEIN'S Barber Shop wants and deserves the patronage of men identified with labor and Trades' Unions. Hair cut, 25c; shave, 15c, according to agreement of the Barbers' Association. PEERLESS SHAVING PARLORS, 805 K.

WOOLEN MILLS. J. H. HEITMAN FINE TAILORING. It stands to reason that you will be more pleased with a suit when you have selected the pattern, had it made for you and know that you look well in it. A great many men do themselves injustice by wearing clothes that do not become them. We ask you to come, examine our exclusive, handsome patterns. We will tell you who we are making clothes for and you will find the best dressed men in town in that list.

A SPECIAL TWEED AT 10.00 TROUSERS AT 3.50 FIRST CLASS CUTTER AND FITTER 600 J ST. COR. SIXTH.

RAILROAD TIME TABLE. SOUTHERN PACIFIC COMPANY (PACIFIC SYSTEM) NOVEMBER 1, 1897. Trains Leave and are Due to Arrive at Sacramento:

SUNSET LIMITED. 1897-1898. WILL RUN BETWEEN San Francisco, St. Louis and Chicago THROUGH Los Angeles, El Paso, Fort Worth and Little Rock TWICE A WEEK.

ECKHARDT'S GUN STORE. 609-611 K Street. We have added Camera and Photographic supplies to our already large stock of Sporting Goods. THE ADLAKE. Is the best Camera for general use that can be purchased for the money. Size, 4x5, with 12 Plate-Holders, \$12.

H. S. CROCKER COMPANY, SACRAMENTO. It is a pleasure to use a good smooth Writing Pencil. We recommend H. S. Crocker's No. 217, Eagle Draughting No. 314, Koh-I-Noor in all grades. Koh-I-Noor Copying Pencils Cannot be Surpassed.

The Butcher Needs His Knives. his saws, his cleavers every minute in the day. They get constant usage. They must be always in perfect condition. Good steel is easily kept that way, and good steel is the only kind we have in our tools, whether for the butcher or the builder. SCHAW, INGRAM, BATCHER & CO., 211-219 J St., Sacramento.

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visit DR. JORDAN'S Great Museum of Anatomy. We are continually adding new specimens. Do not miss this opportunity. If you suffer from any of the ailments mentioned in the list of Specialties on the Pacific Coast. DR. JORDAN'S PRIVATE DISEASES. 1001 MARKET ST. bet. 6th & 7th, S. F. Cal. The Largest of its kind in the World.