

SMITH IS GIVEN TEN YEAR TERM

DEFAULTING TAX COLLECTOR SENT TO FOLSOM

PRISONER PLEADED GUILTY

Judge Intended Sentences to Be Concurrent but Law Makes Them Consecutive, Greatly Lessening Penalty

By Associated Press. SAN FRANCISCO, May 23.—Edward J. Smith, the defaulting tax collector of this city, who embezzled \$65,000 of public money and whose flight was intercepted at St. Louis, appeared in the superior court today to plead to the indictments for embezzlement returned against him. It had been reported that Smith had decided to plead guilty and the courtroom was thronged, but the proceedings were utterly lacking in anything of a sensational character.

When Smith entered with his attorney, his case was immediately called, and the defendant arraigned on two indictments. Smith, who was apparently very self possessed, quietly pleaded guilty. No plea for mercy or of extenuating circumstances was made and Judge Lawlor sentenced Smith to ten years' imprisonment at Folsom penitentiary on each charge.

The question was raised by counsel whether the sentences should run concurrently or consecutively. Judge Lawlor held that the sentences were consecutive, but, after argument by Smith's attorney, the judge adjourned court for an hour to investigate the law and, upon returning to the bench, declared that he was forced to take the stand that the sentences should be concurrent. This means that with good behavior Smith can reduce his confinement to seven years.

SALOONS MUST MOVE

New Amendment to Penal Code Hits Folsom Hard

By Associated Press. SACRAMENTO, May 23.—The new amendment to the penal code, which went into effect today, provides that no saloon shall be maintained within two miles of any state prison, college, soldiers' home or similar state institution.

The county surveyor of Sacramento county reports that almost the entire town of Folsom is within two miles of the state prison, and it is expected that nearly all of the saloons of that town will have to move to one small corner which is more than two miles from the prison.

ACQUITTED BY MURDER BY BAKERSFIELD JURY

By Associated Press. BAKERSFIELD, May 23.—The jury in the case of Patton Palmer, charged with the murder of William Nichols, this evening brought in a verdict of not guilty. The jury was out two hours and took four ballots before reaching an agreement. Palmer was charged, in connection with three others, with having killed Nichols, a pioneer of the county, at a small mountain station and robbed him of his money.

VOTE NOT TO LEASE SAN PEDRO WATER FRONT

Special to The Herald. SAN PEDRO, May 23.—The proposition of F. B. Foot to lease 600 feet of the water front on the outer harbor of this city for ten years for amusement purposes was turned down by the council tonight by a unanimous vote. Trustee Peck, who was absent, sent his negative vote from San Francisco. Senator George A. Perkins telegraphed a protest. This settles the matter as far as Foot is concerned.

Many people are afraid of germs. Few people are afraid of germs. Yet the ghost is a fancy and the germ is a fact. If the germ could be magnified to a size equal to a size equal to its terrors it would appear more terrible than any fire-breathing dragon.



The germ can only prosper when the condition of the system gives it free scope to establish itself and develop. When there is a deficiency of vital force, languor, restlessness, a sallow cheek, a hollow eye, when the appetite is poor and the sleep is broken, it is time to guard against the germ. You can fortify the body against all germs by the use of Dr. Pierce's Golden Medical Discovery. It increases the vital power, cleanses the system of clogging impurities, enriches the blood, puts the stomach and organs of digestion and nutrition in working condition, so that the germ finds no weak or tainted spot in which to breed. "Golden Medical Discovery" contains no alcohol, whisky or other intoxicant.

"Your 'Golden Medical Discovery' is a sick man's friend," writes Geo. N. Turner, Esq., Ex. Financial Secretary International Brotherhood of Teamsters, 208 California Street, Denver, Colo. "For the past seven years my health gradually failed. I lost my appetite, became nervous and debilitated, very despondent and unable to sleep. No medicine helped me until I tried Dr. Pierce's Golden Medical Discovery. It put new life into my veins and increased vitality until I could once more enjoy life and attend to my business. Eight bottles affected a complete cure and gladly do I recommend it."

DEFAULTING COLLECTOR SENTENCED TO PRISON



EDWARD J. SMITH

MRS. ADLER AT LAST ARRESTED

LENA BROCHES ALSO TAKEN IN CUSTODY

ARE HELD PENDING ORDERS

Formal Charge Will Probably Be Made Today, When Requisition Papers Will Be Applied For

Chief of Police Hammel of Los Angeles received a telegram from Acting Marshal Manning of Baltimore yesterday afternoon stating that Mrs. Sophia Adler, charged with having kidnaped Lena Broches from her home in Los Angeles last week, had been located at the home of her brother in that city and was placed under arrest.

Mrs. Adler had her two children with her, a boy and a girl; also Lena Broches, the 16-year-old daughter of Adolph I. Broches of this city.

The three children were immediately placed in the detention home in Baltimore, where they will remain pending advice from the authorities here.

District Attorney Fredericks of Los Angeles will be requested today to procure requisition papers from Governor Pardee, requesting the return of Mrs. Adler and the three children, in order that she may be brought to face the charge made against her.

When interviewed at his home last night Adolph Broches, father of the missing girl, said: "I sincerely hope that this woman who has lured my daughter away from home may be brought to justice. I shall do all in my power to have her convicted, but in no way do I blame my girl."

Henry Adler, husband of the woman who is alleged to have kidnaped Lena Broches, said: "I want to see the children all returned to this city. I want my own children here where they belong with me, for their mother is no fit person to look after them. As for my wife, I hope that I shall never see her again unless it is to see her placed on trial for this unscrupulous crime."

As yet no steps have been taken to have Mrs. Adler brought to this city, but in all probability she will be started on her homeward trip as soon as the necessary papers can be obtained.

THAT MYSTERIOUS DAVIS SHOOTING EXPLAINED

ON TRIAL BUTTERFIELD TELLS THE FULL STORY OF IT

Declares His Sister Was There and That He Became Enraged Because Dr. Davis Denied This, Hence He Shot—Fined \$10

The mysterious shooting which occurred at the home of Dr. M. J. Davis, 1213 Westlake avenue, Sunday, was explained in Judge Chambers' court yesterday morning, when George L. Butterfield, charged with carrying concealed weapons, told his story to the court.

Butterfield admitted that he had told the wrong story when arraigned on the same charge the day before, but declared that he had done so to shield his sister, who was in the house with Dr. Davis at the time the shooting occurred.

He said that he knew that his sister was at Dr. Davis' residence and went to the house to take her home. He saw her in the house through the window, but when Dr. Davis declared that she was not there the young man said that he became very angry and fired the shot which shattered the front door of the dentist's home.

Night Watchman Eckenberg testified that he took charge of Butterfield's sister and she stayed in his house until 4 o'clock Monday afternoon, when her brother called for her and took her to Long Beach.

As there was no other charge against Butterfield but that of carrying concealed weapons the judge fined him \$10 and gave him his liberty.

POLICE ARREST TRAIN WRECKERS

TAKE TRAMPS INTO CUSTODY IN KANSAS

TRY TO DITCH PASSENGER

Track Walker Discovers a Pile of Ties Across the Line Shortly Before Arrival of the Train

By Associated Press. TOPEKA Kan., May 23.—Two tramps were arrested today by Detective Germaine of the Santa Fe, charged with trying to wreck Santa Fe passenger train No. 17 last night at Pauline, ten miles south of here. The Santa Fe officials refuse to say what evidence they have against the men.

The track walker last night discovered a pile of ties in the track, twenty minutes before time for the train to pass. He removed the obstruction, thus averting a wreck. Soon afterwards he captured two men, who were taken in charge today by Detective Germaine.

This is the second attempt made on No. 17 within the past two weeks, the first being successful when the train was derailed near Emporia, May 13. General Manager Hurley announces that no expense will be spared to apprehend the criminals. Discharged employes are supposed to be the wreckers.

GOLD WILL UNITE ALLEN AND FAMILY

They Separated Twenty-Five Years Ago, but His Luck May Bring Them Together

By the finding of riches Orville B. Allen of 1662 North Main street has discovered the whereabouts of his family, whom he left a quarter of a century ago to come west and seek his fortune.

The reunion will take place within the next two weeks, when Allen will start for Terre Haute, Ind., there to meet his two daughters, babies when he left the home in Minnesota but now grown to womanhood, married and having families of their own.

Twenty-five years ago Allen and his wife separated. He came to California and his wife with her two children moved from the farm on which they were living in Minnesota to Indiana, where Allen lost all trace of them.

He became a prospector. After years of toil his efforts were at last rewarded by the discovery of a valuable placer mine in the northern part of the state.

Three months ago Los Angeles newspapers printed the story of his fortunate discovery. A Mr. and Mrs. C. R. Gittings, who were in Los Angeles from the Indiana city and who knew the history of the Allen family, read the story of Allen's find, noticed the similarity in the name and initials and sent the clipping to the daughters, now Mrs. C. C. Bryan and Mrs. S. T. Morgan. They wrote to Allen at Los Angeles, telling the story of their early life and enclosed photographs. Two weeks later a reply came from Allen stating that he was indeed their father and was anxious to meet them. He sent a nugget of gold that he had found the day their letter was received as a memento of the occasion, and declared his intention of going to Indiana in the hope of being able to induce his daughters and their families to return with him to California.

Impure breath arising from the use of liquor or tobacco is completely neutralized by daily use of SOZODONT Liquid, Powder or Paste. ASK YOUR DENTIST

SERIOUS BATTLE NOW IMMINENT

LINEVITCH IS PRESSING THE JAPANESE CENTER

HOSPITALS ALL MADE READY

Russian Sick and Wounded Transported Westward to Irkutsk and Sanitary Trains All Ordered to the Front

By Associated Press. ST. PETERSBURG, May 23.—The news from the front continues to point to the imminence of a renewal of fighting on a large scale. Gen. Linevitch is pressing the Japanese center, both on the line of railway and on the Mandarin road, but whether he is simply feeling out Field Marshal Oyama's strength or has assumed a genuine offensive is not yet clear. There is no doubt, however, that Linevitch has made complete preparations for a big battle.

All the Russian sick and wounded who were at Harbin and places south of there have been transported westward to Irkutsk, and orders have been given to clear the intervening hospitals. The sanitary trains have also been ordered to the front.

Two Advances Reported. Gen. Linevitch in a dispatch from the front dated May 21, announces that the Russian detachment east of the railroad which on May 18 approached the village of Shaotze was and was attacked by a considerable force of Japanese from the coal mines of that place, occupied Shaotze May 9 and continued southward May 20.

Prince Troubelskoy's detachment met the Japanese artillery fire May 17 near Changtufu station, but the Japanese were forced to evacuate the position and retire southward. The prince on May 20 advanced southward and another Russian detachment May 20 exchanged rifle fire with a strong Japanese force occupying the village of Armanag, about four miles west of Kinchuanteo.

Japanese Claim Successes

By Associated Press. TOKIO, May 23.—Imperial army headquarters reporting today says: "The Russian cavalry which detoured toward Fakumen from the right bank of the Liao river was frequently defeated by our rear guards. On May 20, after their failure in the vicinity of Tafangshen, they camped with the main strength at Siaotatzu, twenty-six miles from Fakumen, and on May 21 they retreated to the right bank of the Malien river."

"In the meantime a few companies of the enemy's force remaining on the left bank of the Malien river were routed and retreated northward in disorder. Otherwise the situation is unchanged."

ROJESTVENSKY SILENT

Russian Admiralty Ridicules Rumor of His Death

By Associated Press. ST. PETERSBURG, May 23.—The Associated Press was informed at the admiralty that no direct advices have been received from Vice Admiral Rojstvensky for ten days past, the date when it is believed he set out on his long voyage. The report of Rojstvensky's death was ridiculed at the admiralty.

The sending of Vice Admiral Binliff to Vladivostok, it is now explained, is a natural precautionary measure for the purpose of having an energetic commander at Vladivostok to replace Rojstvensky in the event that the latter is killed or disabled during the coming sea fight, no doubt being entertained that if the fleets come together Admiral Togo's vessels will concentrate their fire on the Russian flagship.

Nemirovitch Danchenko, the well-known Russian newspaper correspondent,

HERALD The "Girl and the Judge" is the clean, refreshing sort of comedy, well mounted and splendidly acted—the kind the public sees too little.

Belasco Theater

THE TIMES In the "Girl and the Judge" the Belasco company has an excellent chance to show its strength. They rise to the demand made on them.

Phones: Main 3381; Home 207

The Belasco Theater Stock Company's Greatest Success of the Season—the Play that has set all Los Angeles singing its praises

The Girl and the Judge

The greatest play that Clyde Fitch ever wrote. First presentation on any Los Angeles stage, with the full cast of Belasco Theater favorites. Notwithstanding the importance of the offering, the regular Belasco prices are not advanced. Every night, 25c, 35c, 50c and 75c. Tomorrow and Saturday Matinees, 25c, 35c and 50c.

EXAMINER The "Girl and the Judge" is an astonishing success. It is a gem so perfectly set that you cannot afford to miss it.

If you can see only one play this week see THE BEST ONE IN TOWN—THE GIRL AND THE JUDGE, at the BELASCO

RECORD The "Girl and the Judge" achieved a great success on account of its bright lines and its good interpretation by the stock company.

ent, has written a spirited defense of the Russian soldiers against the reproach of drunkenness, in which he compares his observations in the Russo-Turkish war and the present conflict, showing increased sobriety among the troops.

VLADIVOSTOK ISOLATED

Tokio Correspondent Telegraphs London That Railroad Is Severed

By Associated Press. LONDON, May 23.—The Tokio correspondent of the Daily Telegraph wires that the railroad to Vladivostok has been severed, as a result of which the fortress is isolated.

THOUSANDS OF POLES JOIN CATHOLIC CHURCH

EMPEROR'S UKASE LEADS TO MANY CONVERSIONS

Press Ordered to Be Silent on Subject and Russian Priesthood Adopting Stringent Measures to Prevent Further Desertion From Its Ranks

By Associated Press. WARSAW, May 23.—Since the promulgation of the emperor's ukase granting liberty of worship and abolishing the religious disabilities of the Roman Catholic and other religious communities, 26,000 persons are reported to have left the Russian church for the Roman Catholic church in the governments of Siedlitz and Lublin.

The censor has ordered the Polish press not to make any reference to the subject. In one village of 680 inhabitants, 678 have changed their faith. The authorities of the Russian church are taking stringent measures to prevent these desertions. One order in the Russian church, called the Brotherhood of the Holy Virgin, has issued a violent manifesto bitterly inveighing against Poles and Roman Catholics.

Obtained English Passports

By Associated Press. ST. PETERSBURG, May 23.—The prosecution in London of two Englishmen on the charge of selling English passports to Russian agitators, is at the instigation of the Russian government, which officially called the attention of the government of Great Britain to the fact that terrorists and anarchists are being supplied with English passports.

Ivan Kaleiff Hanged

By Associated Press. ST. PETERSBURG, May 23.—It was semi-officially announced today that Ivan Kaleiff, who murdered Grand Duke Sergius at Moscow February 17, was hanged at 3 o'clock this morning.

MISS GOODE PLEADS GUILTY

Miss Ninon Goode, charged with burglary and highway robbery, yesterday appeared before Judge Smith in Department 1 of the superior court for trial. She changed her plea of not guilty and threw herself upon the mercy of the court.

She was given two years on probation to atone for her misdeeds and will leave Los Angeles immediately in the company of her parents for her home in Kansas.

Eugene H. Allen, the young clerk who is under charges similar to those against Miss Goode, will be tried next Tuesday.

EIGHT BADLY INJURED IN TENNESSEE TRAIN WRECK

NASHVILLE, Tenn., May 23.—Passenger train No. 1, south bound, which

left Cincinnati last night for New Orleans over the Louisville and Nashville railroad, was partially wrecked today at the bridge over Rutherford creek near Columbia, Tenn. No one was killed, but eight persons were severely injured.

Christina Brulch and Bozo Sentic were arrested yesterday afternoon by Officers Boyd and King and charged with battery, and released on bonds, while W. Polich, a butcher 21 years of age, was taken to the receiving hospital for treatment of several wounds inflicted by the arrested pair. Polich was thrown down and beaten, supposedly by Sentic and Christina Brulch in his store yesterday afternoon, and robbed of \$5 in gold. He stated last night that there had been blood between Sentic and himself for some time and that his enemy had threatened time and again to beat him.

AMUSEMENTS

ORPHEUM MATINEE TODAY SPRING STREET, Between Second and Third Both Phones 1447.

Modern Vaudeville MME. SLAPOFFSKI, England's Greatest Prima Donna; LAVENDER & TOMSON in "A Touchdown"; LES DAHLIAS, Parisian Dancers; BLONDELL and WEST in "A Country Visitor"; KLEIN, OTT BROS. and NICHOLSON, Kings of Melody; WILLIAM TOMKINS, Topical Talker; ORPHEUM MOTION PICTURES; Last Week of the Quaint Comedienne, MAY YOKES, in "The Model Maid." Prices the same, 10c, 25c, 50c. Matinees Wednesday, Saturday, Sunday.

GRAND OPERA HOUSE MAIN ST., Between First and Second. Phones: Main 1967; Home 418.

Fast Life in New York Matinees Sunday, Tuesday, Saturday, 10c and 25c. Evenings, 10c, 25c, 50c. See Montana Kid and Kid Lemar in Their Four Round Go in the Great Athletic Club Scene. Next Week—"The Great Train Robbery."

MOROSCO'S BURBANK THEATER SIXTH and MAIN "Get the Burbank Habit and see the best in town." TONIGHT! All this week—Matinee Saturday—The Big Burbank Stock Company in Harry D. Cottrell's romance—

The Imperial Highway

Biggest triumph since "Mizpah." The talk of the town. The Herald says: "Harry D. Cottrell's play scores triumph at Burbank." The Examiner says: "Audience had almost screamed and clapped itself into hysteria. Cottrell's play makes hit." The Times says: "The Imperial Highway" contains the fundamentals of a great romantic drama." The Express says: "Manager Morosco certainly spared no effort to make the premier performance a success." The Record says: "The Imperial Highway" is a success." ALL THIS WEEK. NO ADVANCE IN PRICES. Matinees every Sunday and Saturday, 10c and 25c, no higher. Evenings, 10c, 25c, 50c. Next Week—"ME AND MOTHER."

TEMPLE AUDITORIUM HAZARD'S PAVILION Management L. E. BEHYMER

THE GREAT MUSIC AND FAREWELL PROGRAM Tonight—Don't Miss It—Last Chance

Innes and His Band

Assisted by the LOS ANGELES MAY FESTIVAL CHORUS—Presenting

AMERICANA

An Allegory of the Civil War in Song—Seventh Regiment—G. A. R. Posts—Spanish War Veterans—Naval Militia—Brigade of Musical Blacksmiths—the same Big Program and Spectacle for the same price of admission. Don't miss it—Positively Farewell Concert. Seats now on sale. Prices 25c, 50c, 75c, \$1.00. Union Pacific Ticket Office—220 South Spring St. Tel. 588.

MASON OPERA HOUSE TONIGHT AND TOMORROW NIGHT—MR. AL DODGE PRESENTS

BARNEY BERNARD THE FINANCIER

Supported by a specially selected company of New York players in Harry D. Cottrell's High Class Comedy. Seats now on sale. PRICES—25c, 50c, 75c and \$1.00. TELS 70.

SIMPSON AUDITORIUM TOMORROW EVENING, MAY 25—AT TERNOON OF MAY 27TH—Management FITZGERALD

YSAYE

"The one pre-eminently great violinist of our time." The advance sale of reserved seats now on at Fitzgerald's Music Store, 113 South Spring street. Prices—\$2.00, \$1.50, \$1.00 and a limited number at 50c.

BASEBALL—CHUTES PARK PACIFIC COAST LEAGUE

Tacoma vs. Los Angeles

Today and Every Day This Week, Including Sunday LADIES FREE WEDNESDAY, THURSDAY AND FRIDAY.

Games Called Week Days at 3 o'clock. Sundays 2:30. Admission 35c. Grand Stand 25c. Tickets on sale at Morley's Billiard Parlor, 262 South Main St.

ANGELUS THEATER

THE BEST VENTILATED THEATER IN THE CITY—Week commencing Monday, May 23. Monster continuous vaudeville show. Masud Beall Price, Thomas R. Beatty, Marckley & Cruz, May Kempest, Bioney & Chapman, Gus Leonard, Charles Stuart, Bernard Conlin, Wm. Onslow and New Motion Pictures. Admission 10c. Reserved, 25c. Matinee daily, half price.

CHUTES Every Afternoon and Evening

Grand open air concerts by Donatelli's Italian band. Classical selections of merit. Brilliant solos. One hundred other novel attractions. Score of diverting features. Admission 10c. Children 5c.

Our Beaches...

When you think of a beach resort easily reached you think of one on our lines. Fast, frequent and luxurious service to Seaside Park, Long Beach, Alamitos Bay, Bay City, Sunset and Huntington Beaches.

Look 'em up when thinking of the sea shore.

The Pacific Electric Railway

Life-Culture Study Self and Learn the Wonderful Possibilities of Your Own Power The human race has been studying everything external for centuries. Now we are just beginning to know that SELF-KNOWLEDGE is the only REAL KNOWLEDGE. This is the age of Self-Study and Self-Culture The Cultivation of INDIVIDUAL POWER and the Attainment THROUGH SELF-POWER of HEALTH, HAPPINESS and PROSPERITY are Absolutely Taught at... The McIvor-Tyndall Institute of Psychic Science... 1501 South Grand Ave. Dr. Alexander J. McIvor-Tyndall is the president and instructor... CLASSES are held tri-weekly, both afternoon and evening, at 3 and 8 o'clock. CLASS DAYS—MONDAYS, WEDNESDAYS and FRIDAYS. SPECIAL OPPORTUNITIES to take up the cultivation of self-power will be found at the Institute. FULL COURSE OF INSTRUCTION \$10.00 Special Offer This Week ORIENTAL OCCULTISM FREE To each lady or gentleman student joining this week. SPECIAL RATES MADE TO PARTIES OF ELEVEN OR MORE.

