

LOS ANGELES, CAL., SATURDAY MORNING, SEPTEMBER 2, 1905.

DAUGHTER LOYAL TO HER MOTHER

WOULD NOT TESTIFY AGAINST PARENT

DEFENDANTS ARE DISCHARGED

Mrs. Clara Mersch and Former Police-man Jack Hellman Released From Charge of Misconduct Preferred by Grand Jury

Following a positive refusal by Miss Clara Mersch yesterday to give any evidence against her mother, the grand jury indictment charging notorious misconduct against Mrs. Clara Mersch and Jack Hellman, a former police officer, was dismissed and the only prosecution in the case now possible is through the police courts.

"I think Hellman would have deserved any sentence he might have been given by the court," said Miss Mersch yesterday, "but I wouldn't give any evidence against my mother under any circumstances. I did not make any complaint against her in the first place. The information must have been taken before the grand jury by some one intimate with the family, but I did not know that any charge had been placed against mother until I was subpoenaed in the case.

"I have always felt sorry for her because of the influence Hellman had over her, but I think the trouble rested entirely with him and he is responsible for the breaking up of our family.

"The old family home on Figueroa street, where both myself and my sister were reared, is gone; as I have learned, the place was sold to secure bail for Hellman and my mother when they were released several days ago.

"I have been requested several times to file complaint and appear against her as prosecuting witness, but regardless of what she has said about myself or my sister, I could never persuade myself to take any action or say one word about her."

When Hellman and Mrs. Mersch were arrested Friday they charged spite work on the part of the daughters. Friends of Hellman asserted, as explanation of his arrest, that the young women had a grudge against Hellman.

Since then these statements have been refuted and the action of Miss Mersch yesterday in refusing to aid in the prosecution, while coming as a surprise to officials, was expected by friends of the young woman who have known of her loyalty to her parent.

DESIRES NO GUARDIAN FOR HIS ONLY DAUGHTER

Aged Schoolmaster Strenuously Objects to Court Taking Child From Him

In a final effort to keep his daughter with him, Professor James Pelton, the oldest schoolmaster in California, yesterday sobbed out his plea for the young woman in Judge Gibbs' department of the superior court during the hearing of the juveniles.

The story told by the old man was pathetic and when it was finished the court granted a postponement of several days to determine whether the old schoolmaster was capable of taking care of the woman.

Pelton came to California during the gold rush and kept school in a cabin for the teaching of the miners' children while he worked gold out of school hours.

He married late in life and his daughter, Aneta, the subject of the trial, is not yet eighteen years old. Several months ago the young woman went to San Francisco. There, according to the statements of Pelton, she met a man who was more than twice her age and with whom she became infatuated. The courtship terminated when Aneta made affidavit to a marriage license in which she asserted she was of age.

She was brought back from San Francisco and the old man has strenuously objected to the appointment of a guardian for her.

CONSTABLES AFTER DEER; "BLIND PIGS" FRIGHTENED

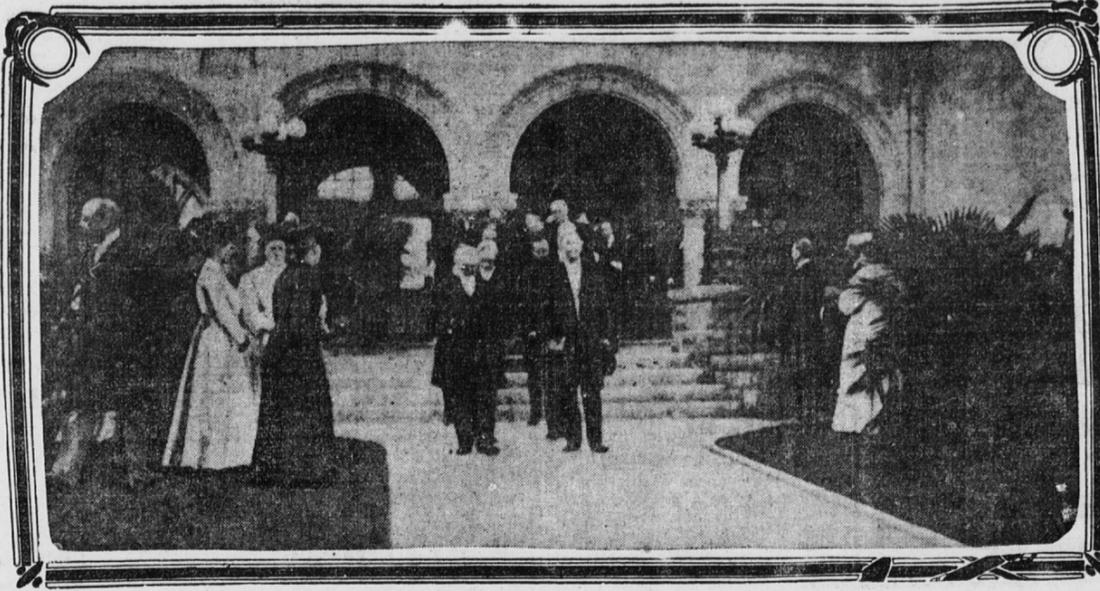
Is Constable De La Monte and his band of deputies after fawn venison or "blind pigs" is the question bothering the "piggers" of San Fernando road and other districts where liquor is sold without license.

The constable announced to his deputies yesterday that, as a treat for their good work of the past few months, he would take them on a little pleasure trip after deer.

Five minutes after this announcement the "piggers" were aware of the proposed hunting trip and, remembering the raid made by the same deputies several weeks ago, the liquor men quietly put up shutters and the countrymen will enjoy several dry days.

The deputies left at 5 o'clock last evening and, because Monday is a holiday, will be gone several days. Their object is said to be deer this time and "blind pigs" need have no fear.

LOSS TO WORLD IS GREAT, SAYS MINISTER AT THE FUNERAL OF FREDERICK H. RINDGE



LOVING TRIBUTES PAID BY MANY

DEEDS OF PHILANTHROPIST ARE PRAISED

HIS CHARACTER A LEGACY

Leaders in Christian Work Honor the Memory of a Well Known Angel—Prominent Men of City Attend Services

Over the remains of Frederick Hastings Rindge the last sad rites have been said.

Sweetly solemn music, the scent of thousands of blossoms, tributes of loving friends and the earnest eulogiums of men who knew and loved him in life and cherish his memory in death, mingled yesterday afternoon in the beautiful Rindge home on Harvard boulevard.

Frederick Rindge died at sunrise Tuesday; at sunset last evening his body was laid to rest in Rosedale cemetery.

"A great loss, a great legacy and a great gain," said Dr. W. H. Rider, and in the hearts of those who heard him was echoed the same sentiment.

"The loss of his life to the world is great. The gain to the world of a legacy of such a Christian character is great."

With the spirit of sorrow was mingled the spirit of rejoicing in the words of all who took part in the service.

Dr. W. H. Rider of the Westlake Methodist Episcopal church, of which Mr. Rindge was a member, had charge of the service, which was opened with a hymn by a quartet from the Westlake church.

Dr. Robert McIntyre read the ninety-third psalm as the first scripture passage and Dr. A. W. Adkinson followed with a lesson from I. Corinthians, xv.

Dr. E. A. Healy offered the prayer and Dr. George F. Bovard of the University of Southern California read a memorial written by Holdridge Ozro Childs, governor of the Society of Colonial Wars, of which Mr. Rindge was a member, giving an account of his life and works.

Dr. John L. Pitner gave the first address:

"The best day of a man's life is when he throws it away," quoted Dr. Pitner. "He has gained far more than he ever had before." Dr. Pitner then spoke of Mr. Rindge as he was seen in the various walks of life and declared that through everything the Christian man was uppermost.

"His religion was not the kind that reached into tomorrow, but the kind that helps today," said he. "His was a practical religion, one which did not spend itself in dreaming alone, but in dreaming and then doing. Men who work with nature and with God are the men the world has need of, and such was he.

"A humble gentleman, a true Christian, a model father and an ever consistent and considerate husband we bury today. The world is better and brighter and more full of song for Frederick Rindge."

Rev. James Healy, who was the pastor of the Santa Monica Methodist church at the time Mr. Rindge was a member, told many beautiful instances of kindness and generosity by Mr. Rindge not only to the church but to all the people of that town. "The whole town mourns his death," said he, "for he was the friend of all."

Dr. W. H. Rider in his address said: "Let us learn from the example of Mr. Rindge that it is not art, but heart, that rules the world. This is a great



SCENES AT FUNERAL SERVICES OVER THE BODY OF THE LATE FREDERICK H. RINDGE

loss, a loss to the family, a loss to the church of which he was a member, a loss to the denomination, a loss to business interests and a loss to the country.

"This is a great gain. A rich legacy in business character. Here was a model life. If all men in business were like Frederick Rindge this world would be the realization of the kingdom of God."

All the rooms on the lower floor of the residence were thrown open and the casket covered with a pall of maidenhair ferns and white rosebuds was in a small reception room. At the close of the service the procession was formed and the body was removed to Rosedale cemetery, where interment was made.

Five carriages were needed to remove the floral offerings to the cemetery and the funeral procession extended for blocks. At the cemetery the services were brief. Scripture passages were read by Dr. George F. Bovard, Dr. J. L. Pitner, Dr. W. H. Rider, Dr. Robert McIntyre and Dr. A. W. Adkinson. The ministers of the churches representing different denominations joined in repeating the Lord's prayer and the benediction was pronounced.

The active pallbearers were Dr. John R. Haynes, Senator Frank P. Flint, Wilbur S. Tupper, George I. Cochran, Arthur Letts, John B. Miller, J. C. Drake and A. J. Wallace, while those who served as honorary pallbearers were General Harrison Gray Otis, Henry E. Huntington, W. C. Patterson, Joseph H. Clark, Charles R. Drake, Gen. M. H. Sherman, J. Ross Clark, O. T. Johnson, Warren Gillen, E. P. Clark, W. W. Beckett and Col. Dan Freeman.

The committee representing the Society of Colonial Wars included Erskine M. Ross, Cameron Erskine Thom, Senator Frank P. Flint, Spencer R. Thorpe, Dr. John B. Haynes, George J. Denis, Frank Clarke Prescott and Arthur B. Benton.

The members of the board of directors and secretaries of the Y. M. C. A. attended in a body.

Nothing on the Market Equal to Chamberlain's Colic, Cholera and Diarrhoea Remedy. This fact is well known to druggists everywhere, and nine out of ten will give their customers this preparation when the best is asked for. Mr. Obe Witmer, a prominent druggist of Joplin, Mo., in a circular to his customers, says: "There is nothing on the market in the way of patent medicine which equals Chamberlain's Colic, Cholera and Diarrhoea Remedy for bowel complaints. We sell and recommend this preparation." For sale by all leading druggists.

J. C. Cunningham's Trunk Factory, 529 South Spring street. Phones 511. Watch for The Herald's 300,000 Population Edition, Sunday, Sept. 3, 1905.

NEIGHBORS IN BUILDING MEET, FIGHT; ONE ARRESTED

Chas. Ussher, Mine Owner, and D. Mountjoy Cloud, an Insurance Agent, Come to Blows—Cloud Thought He Was Insulted

A fight in the Los Angeles Trust building last night, which resulted in a cut face and a black eye for Charles E. Ussher, mine owner residing at Ocean Park, and the arrest of D. Mountjoy Cloud, insurance man, on a charge of battery.

Both men have offices in the Los Angeles Trust building and according to the story told by Ussher, who came to his office from Ocean Park yesterday morning in an automobile, he was waiting at the foot of the elevator shaft with a friend, M. T. Hamilton, 827 South Hope street, and had given several signals for the elevator operator to descend, when Cloud entered the building.

"He paid no attention to myself or my friend," said Ussher in telling the story afterwards, "but walked past us and pressed the signal bell for the elevator boy. As he did so I made the remark that I had already rung the signal bell several times without effect. With that he turned around and struck me full in the face, breaking my glasses

CANNOT DISCHARGE MEN; UNABLE TO PAY WAGES

Street Superintendent Hanley Faces a Remarkable Situation and Awaits Official Action

Street Superintendent Hanley must cut down his expenditures by \$12,000 a month. To do this he will be under the necessity of ordering the dismissal of a number of employees in addition to those discharged Thursday night and who are under the civil service rules, which require proof of incompetency before dismissal.

The city attorney has advised caution until the question can be decided. If such is the condition, and City Attorney Mathews believes it is, Superintendent Hanley must await the action of the council in passing an ordinance which will permit him to once more swing the official ax.

At the present time if his employees would offer their services on the plan of much work and no pay, the question could be easily solved, but thus far no

such proposition has been broached to him.

The civil service commission provides all the men asked for by the department up to a certain limit and with varying restrictions, but under one interpretation of the ordinance their discharge must be based on proof of incompetency.

Sixty-eight men were discharged on Thursday night, entailing a saving of \$4784. Forty-nine teamsters, 120 pick and shovel men and 100 laborers are patiently awaiting the second swing of the ax in the hands of the brawny street superintendent, who says that his forces will be greatly diminished when he knows how he stands with the civil service commission.

While each of the combatants has an office in the Los Angeles Trust building, where the fight took place, they had never met before and knew nothing of each other's business or social standing.

"I was struck with such force that I staggered back and as I did so Hamilton seized my assailant and threw him to the floor, while I rushed into the street in search of a policeman. I was not able to find an officer and returned to the building in a few moments and stood guard over Cloud while Hamilton went in search of a telephone to summon the police."

Officer McKenzie went to investigate the trouble and he arrested Cloud on a charge of battery. He was sent to the police station where he was released later on \$50 bail.

In speaking of the fight Cloud admitted that he had been drinking, but said he was addressed in such a manner by Ussher when he signaled for the elevator that he considered it a personal insult and resented it by striking Ussher in the face.

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GLENWOOD M. SOLD TO ENGLISH PURCHASERS

By Associated Press. FINDLAY, Ohio, Sept. 1.—Glenwood M., the racing stallion, was sold today at Providence, R. I., to English parties for \$22,000. The horse will be shipped to England Monday.

CITY OFFICIALS SPEND MORE THAN ALLOWED

AUDITOR'S REPORT SHOWS BIG EXPENSE

Many Departments of Municipal Government Run Behind in First Two Months of Present Fiscal Year—Greater Economy Necessary

DEPARTMENTS SPENDING MORE THAN ALLOWANCES

Table with 4 columns: Departments, Allowance July 1 to Aug. 31, Expenditure Same Period, Amount Overdrawn. Rows include Fire, Oil Inspection, Park, Police, Library, Streets, Health.

\*Surplus. In deficit column where no amounts are specified, bills unaccounted for in expenditures give totals exceeding allowances.

In an exhaustive report on the finances of the different departments of the city government which will be presented to the council next Monday morning by Auditor Schwabe, it will be shown that for the first two months of the fiscal year beginning July 1 the expenditures of almost every department of consequence has exceeded its apportionment.

At the present rate, by the end of the year almost every department will have far exceeded the allotment of the city's money as made by the council a month ago. That is with the exception of the water department, which is more than self-sustaining.

In the fire department the report gives an allowance of \$40,000 and an expenditure of \$33,587.48, the latter sum not showing the true condition of affairs, as materials purchased during July have not as yet been paid for. This sum added to that which is given will show the department to have exceeded its allotment.

In the expense account of the public library the salaries for August are not included and no bills for books, printing or supplies of any kind have been paid since July 1. With these amounts added to the \$33,587.48 given in the above table the library will have exceeded its allowance for July and August by \$2000 or \$3000.

The same conditions are found to exist in the street department, where at the present time Street Superintendent Hanley is making most strenuous efforts to hold down expenses. His allowance for July and August was \$65,742.66. According to Auditor Schwabe's report, made from the warrants drawn in favor of the street department, the expenditures were \$51,811.88. If such were actually the case Hanley could sleep peacefully with little or no thought of his other troubles, but it happens that in this sum there is not included the August pay roll for laborers, sprinklers and sweepers, a question of over \$20,000. When this is included Hanley is in debt to the tune of \$8000 or \$9000.

FIRE PROTECTION IN THEATERS BAD

COUNCIL TO PASS STRINGENT ORDINANCE

AUTOMATIC DEVICES POOR

Building Committee Has City Attorney Prepare New Ordinance for Safeguarding Patrons of Playhouses

Acting in the belief that the fire protection in theaters is entirely inadequate the building committee of the city council yesterday instructed City Attorney Mathews to draw up the form of an ordinance which will be much more stringent with playhouse managements.

The ordinance now in effect calls for the equipment of theater stages with an automatic attachment placed near the roof. The new ordinance if ratified by the council at its meeting next Monday will call for a network of perforated pipes placed high above the stage and connected with a switch on the ground floor where an attendant will be on duty at every performance.

"The men who were instrumental in the passage of the ordinance now in effect had little knowledge of the requirements," said Councilman Smith yesterday. "Before the automatic attachments begin to throw down water the heat would have to rise sometimes a distance of eighty feet before it could melt the plug which sets the system to working. By that time the theater might be half consumed and with it a number of the players and audience."

"At the present time the smaller playhouses are able to dodge certain necessary requirements for the safety of their patrons, a thing which the building committee is attempting to rectify. The building inspector will be given a larger power to act at his own discretion than he has now."

BIG BUSINESS IS DONE BY TWO POLICE JUDGES

Police Judges Austin and Chambers did a big business during the month of August in the disposing of drunks.

There were 522, an average of over sixteen a day, the largest number gathered in by the police for a single month since the first of the year. The fines netted the city over \$1600.

SUMMER RESORT WEATHER RETURNS

SIZZLING SPELL TARRIES NO MORE

BLANKETS AGAIN IN ORDER

Yesterday Recorded Ordinary Temperature and Citizens Ceased to Growl and Use Bandanas Because of Heat

The mercury ceased to sizzle yesterday and the spirits of heat-ridden Angelenos went up. Life in the Los Angeles summer resort was worth the living with a maximum temperature of eighty-six degrees.

Weatherman Franklin would have continued his efforts in heat making but for the fact that Superintendent Mulholland of the water department made a threat to turn off the water if Franklin did not quit his practices. The weatherman thereupon desisted, awaiting the results of the bond issue election Thursday before starting to work again. Should the people vote for more water he may hear Mulholland in his den with perfect equanimity.

For the first time this week, when Mr. Franklin made his observations at 5 o'clock yesterday afternoon, the thermometer registered seventy-four degrees, or ten degrees less than that registered at the same time on the preceding day, when the maximum temperature was ninety-five.

If the coast cities have been visited with cooler weather those in the interior have failed to profit by a change and the conditions, while not giving such an excessive heat as at the beginning of the week, are yet conducive to hot weather.

At Fresno the thermometer registered 102 degrees Thursday, 100 at Red Bluff and 94 degrees at Independence.

The forecast for today is for fair weather and moderate temperature, but the soda water and other fountains presided over by white aproned attendants will be good things to keep within reach.

Reduced Rates Admission Day

The Southern Pacific will sell round trip tickets at reduced rates to and from all points in California account Admission day, September 5, where the lowest first class one way rate does not exceed \$10. Tickets on sale September 5 and 6, with return limit September 11, and are for continuous passage only. Information at Southern Pacific ticket office, 261 South Spring street.