

CLAIMS SHE WAS BEATEN BY WILL DAUGHTER FIGHTS FOR HER MOTHER'S ESTATE

Judge Trask Hears Mrs. Carrie Swearingin's Grievances, but Refuses to Set Aside the Document

Claiming an equal share with four other heirs in the estate left by her mother, Mrs. Carrie Swearingin, daughter of the late Mrs. Ellen Culver of Alhambra, yesterday entered proceedings before Judge Trask in department 4 of the superior court, asking that her mother's will be set aside and a proper distribution of the property made by the court who, after hearing the testimony, refused to take any action.

Mrs. Swearingin was allowed \$1 by the provisions of the will, and later, because of certain conditions, the dollar was reduced to 47 cents.

When the case was called yesterday Mrs. Swearingin was not in court and the hearing proceeded without her. In substantiation her claim that her mother had been unduly influenced against her, Mrs. Swearingin's attorneys produced a letter from Judge Z. B. West of Santa Ana, who had settled the estate of J. E. Culver in 1901.

This letter, according to the claims of Mrs. Swearingin, showed that Judge West had been vindictive in his dealings with her. The communication was in answer to one written by Mrs. Swearingin from Wyoming and was in part as follows:

"Dear Madam—If you were not a woman I would give you a piece of my mind. You must have been born in the wrong time of the moon and certainly no lady with any degree of refinement would have used the language that you used in your letter to me. I don't know what you could have been thinking about when you said in your letter: 'You all seem to be doing a slight of hand work.'"

"I will hold the deed to your father's property until I hear from you and if you are willing for it to remain in my hands under the conditions expressed in the last letter say so, otherwise I will tear off your acknowledgment and strike your name from the deed. Now, if you know when you are well off you had better come down off your high horse. I never cheated anybody out of a cent in my life and I never expect to, and I get most awfully hot when I am accused of any such thing. I would certainly read the riot act if you were not a woman."

Judge West drew the will for Mrs. Culver, and Mrs. Swearingin claims that he retains animosity toward her on account of the letter she wrote him when he settled her father's estate four years ago.

Attorneys for the daughter brought evidence to prove that Mrs. Culver, shortly before her death, made a statement in which she said she wished she could change her will and give her daughter Carrie an equal share of the estate along with the four other heirs. The estate amounts to about \$4000.

NEW MOVE BY RAILROADS

California Lines Have Cut Off Personally Conducted Tourist Excursions

By Associated Press.

CHICAGO, Nov. 17.—The Tribune today says: The California lines have by an order issued yesterday put a stop to the personally conducted tourist excursions, which have been flourishing in that field for years. Not only will a large number of railroad conductors, probably 125, whose salaries average \$100 a month each, lose their positions, but at least one tourist excursion bureau, which makes a specialty of personally conducted tours to California, will be driven out of the business. During the day the connections of the Santa Fe, Southern Pacific and San Pedro lines were notified that hereafter these roads will not accept tourist cars containing personally conducted parties even if the personal conductor is not on the train during the haul over these lines.

The reason given for taking this action is that travel to the Pacific coast has become so common that travelers generally are familiar with the route. They say that the railroad officials themselves can care for the passengers just as well as the personal conductor. There is not to be any interference with the high class excursion which, though personally conducted, travels in a first class Pullman sleeper, the restriction being laid upon the tourist cars only.

ANTI-TRUST LAW VOID

Montana's Statute Held by State Supreme Court to Be Unconstitutional

By Associated Press.

HELENA, Mont., Nov. 17.—The state supreme court today held the anti-trust law of Montana to be unconstitutional, since it violates the constitutional provision against class legislation. The decision was announced in the case of the state of Montana against Cudahy and other Chicago packers charged with conspiracy.

The case was appealed to the state from the ruling of District Judge Smith of Helena, who held the law to be unconstitutional because it excepted from its provisions the agricultural, horticultural and laboring classes. The supreme court in a decision by Chief Justice Brantley upholds this ruling.

Abducts Girl and is Killed

By Associated Press.

KNOXVILLE, Tenn., Nov. 17.—An abduction and killing is reported from Lookout, a little town in eastern Kentucky. A few days ago a married man, Elbert Bartley, went from Lookout to Tom's Creek, Va., and abducted a 15-year-old girl named Cosby. Taking her to his home he forced his wife to leave. Bartley soon became tired of the girl and while in a rage shot her. Bartley was arrested, but made a break for liberty and was shot and instantly killed by an officer. The Cosby girl will recover.

Prominent Contractor Dying

By Associated Press.

SEATTLE, Nov. 17.—Word was received in Seattle this afternoon that Peter Larsen, one of the leading railroad contractors of the west, was dying of cancer of the liver in a hospital at Rochester, Minn. Mr. Larsen built practically all of the western extensions of the Northern Pacific. His fortune is roughly estimated at \$20,000,000.

HIS FIFTH ATTEMPT TO SECURE DIVORCE ENDS IN FAILURE

W. T. REED SHOWS UNUSUAL PERSEVERANCE

Court Wearies of the Case, as Does Plaintiff, and Decree is Denied.

Marital Trouble of Long Standing

The fifth attempt of W. T. Reed of Los Angeles to secure an interlocutory decree of divorce from his wife, Sarah A. Reed, resulted in failure yesterday in Judge Conrey's department of the superior court, and Reed with a sigh left the courtroom and returned to his home, which he alleged was not the proper place for him to be.

The couple were married in the east in 1873. Some years later they moved to Los Angeles, and then the trouble began. Whether it was the change in climate or a change in disposition for the worse Reed was unable to explain yesterday, but his troubles were many after his arrival in sunnyland.

First his wife became belligerent, he says, and he left. She secured a decree of divorce from him on the ground of desertion and went back to her home in the east.

But his trouble had just begun, and the next year his wife returned to California and Reed promptly married her again.

Then Reed brought divorce proceedings and his plea was denied. Accord-

ing to his allegations he had many grounds for such a petition, and he rejected another and tried his luck. Again he failed, and yet again, and yesterday he tried his luck for the last time.

"The allegation this time is cruelty," said the attorney representing Reed, and Judge Conrey, who had heard Reed's troubles on a former occasion, smiled.

"She was abusive to me," testified Reed. "She was always fussing, and when mad she used bad language toward me. She called me a d—d old fool on many occasions, and I did not like that a bit. Finally, a few weeks before I entered these proceedings, she threatened to get a divorce from me. She talked about it for so long that at last I became mad and I told her to go ahead and get her divorce. She promptly hit me in the face.

"Yes, most of our troubles were over money matters, and we often had rows about the money I had given her. 'I think I will have to continue this until I can have the woman here,' said Judge Conrey, 'but I dislike to postpone it, as it has been on the court calendar now for many weeks and I am tired of looking at it.'"

"So 'm I, judge," promptly spoke up the petitioner. "I'm tired of the whole business and I wish I could have it settled right now."

"I can settle it quickly enough," responded the judge.

"Your honor," said Attorney McKelvie, "this man told me when he asked me to take his case that he had taken the step at the request of his wife."

"The divorce will be denied," said the court, and Reed left.

TWO SAVINGS BANKS UNITE

GERMAN-AMERICAN AND UNION BANK OF SAVINGS

Representing Combined Assets of \$9,000,000 and Total Deposits of \$8,500,000—Will Seek Fine Quarters on a Corner

In confirming the story of the consolidation of the German-American Savings bank and the Union Bank of Savings, W. E. McVey, cashier of the Union bank, stated to a Herald reporter last evening that an agreement had been reached between the directors and officers of both institutions and that the union of interests had been under consideration for ten days, and that all that remained now to be done was the observance of the legal requirements.

"Yes," Mr. McVey added, "We will establish the consolidated banks in some suitable corner room on South Spring street, but we do not know just where we will go. Good corners are plentiful, but they are difficult to secure."

Plans for Future

The merged banks will be known as the German-American Savings bank and it is stated that all of the officers of both banks will be identified officially with the new institution. Until larger quarters are secured the merged banks will transact business at 223 South Spring street, the home of the Union Bank of Savings, and the former place of the German-American on the northeast corner of First and Main streets will be conducted as a branch bank.

The union of these two savings banks is one of the most important financial mergers in the history of Los Angeles, and will represent total deposits of about \$8,500,000, with total assets of \$9,000,000. The capital stock of the German-American is \$200,000, surplus and profits over \$300,000. Dividends paid last year were 24 per cent. It is planned to increase the capital stock to \$600,000 and pay 8 per cent dividends.

History of Two Banks

The German-American bank was established in 1890 by M. N. Avery, and is known as one of the two Los Angeles banks that did not close its doors during the financial stringency of 1894. In the management of the bank Dr. Avery has been aided by Gall B. Johnson, vice-president. The stock of the bank now is quoted at 425.

The Union Bank of Savings was established in 1858 with assets of \$200,000 and with W. S. Bartlett as president.

The present assets are about \$4,000,000, with the stock quoted at 325.

Last Official Statement

The Los Angeles bank directory for August 25, 1905, gives the following summary of the condition of the consolidated banks:

German-American Savings bank—Capital \$200,000, surplus and profits of \$300,686, deposits \$5,070,555; total loans \$4,666,023, total available cash \$5,633,458. The directors are M. N. Avery, Gall B. Johnson, C. N. Flint, P. F. Schumacher, A. C. Billocke, L. W. Eilinn, J. M. Schneider, Walter F. Haas and Victor Fontet. The officers are M. N. Avery, president; Gall B. Johnson, vice-president; C. N. Flint, second vice-president; W. F. Callander, cashier.

Union Bank of Savings—Capital stock \$100,000, surplus and profits \$175,000, total deposits \$3,416,000, total loans \$3,213,000, total available cash \$459,000. The directors are J. M. Elliott, O. T. Johnson, Edwin T. Earl, J. C. Drake, I. N. Van Nuys, John S. Cravens, W. E. McVey and W. S. Bartlett. The officers are W. S. Bartlett, president; O. T. Johnson, vice-president; W. E. McVey, cashier.

TO WELCOME NEW KING

Norway Preparing to Receive Prince and Princess Charles of Denmark

By Associated Press.

CHRISTIANIA, Nov. 17.—Preparations are in full swing for the arrival of the new king and queen of Norway, Prince and Princess Charles of Denmark, whose formal election by the Norwegian parliament tomorrow is a foregone conclusion. The state entry into Christiania will take place November 25.

The vessel bearing King Charles and his consort with his escort of Norwegian, Danish, British and German warships will be met by a large flotilla of steamers from all the coast towns and will be conveyed to a landing stage here, where the first official and popular welcome of the new rulers will take place.

A Reliable Remedy for Croup

With the dry, cold weather of the early winter months, parents of croupy children should be on the alert for ominous symptoms. There is no cause for anxiety when Chamberlain's Cough Remedy is kept in the home. If this medicine is given as soon as the child becomes hoarse or even after the croupy cough has appeared, the attack may be warded off. Mrs. S. Rosenthal of Turner, Michigan, says: "We have used Chamberlain's Cough Remedy for ourselves and children for several years and like it very much. I think it is the only remedy for croup and can highly recommend it." For sale by all leading druggists.

Fire Cost Half a Million

By Associated Press.

ABERDEEN, S. D., Nov. 17.—The loss in live stock, grain and farm buildings on account of Wednesday's prairie fire is estimated at half a million dollars. An area that covered five miles wide and twenty miles long was swept by the fire.

E. E. HAMILTON. ESTABLISHED 1877 L. M. GRIDER.

REAL ESTATE INVESTMENTS GRIDER AND HAMILTON



EXAMPLES OF LOS ANGELES ARCHITECTURE OF THE NEW ERA

225 W. Second St. Los Angeles Cal.

FREE... EXCURSION

TO OUR NEW TRACT



It started with a rush. Fifty-eight lots selected Thursday. Real estate men and investors are buying. Homeseekers and builders, bankers and brokers; everybody is looking to Highland Park.

234 CHOICE LOTS WILL BE PLACED ON SALE MONDAY, NOVEMBER 27, AT

\$250 to \$600 On Liberal Payments

BUILDING RESTRICTIONS ALL MODERN STREET IMPROVEMENTS

Monday, November 27 Is Our Opening Day

But don't wait for that. Come now! Come today! We pay your fares! Be wise! Go down today and look our property over. Start now! Your success depends on knowing when to act. The time is now! Go any hour you please. Better get in!

Something Doing Monday November 27

Office open Sunday at 225 West Second Street to issue tickets. Our agents will be on the ground Sunday all day to show property and make reservations. Take any Garvanza car north on Spring Street. Tell the conductor to let you off at Avenue 56.

FOR MAPS SEE

GRIDER & HAMILTON

Home Phone 1100

225 WEST SECOND STREET

Sunset Main 836

DID YOU EVER

JESSE MOORE WHISKEY

with others—you certainly can taste its good quality

H. J. WOOLLACOTT, Distributor, 124-126 North Spring Street



Draperies Furniture and Curtains and Bedding

The newest things procurable in this line constitute our stock. We have experienced help to make and drape a stock to choose from that we are not ashamed to show.

Of the high-class medium grades as well as dining and parlor sets and odd pieces of various kinds. We make a specialty of novelty effects and cater to people of good taste.

Broadway Drapery and Furniture Co. 447 South Broadway