

RYAN IS NEXT ONE

Action Against Him May Be Begun

Refuses to Reply to the Committee

Under Advice of His Counsel, Paul Cravath, He Declines to Answer Important Questions in Investigation

By Associated Press.

NEW YORK, Dec. 8.—The legislative committee which is investigating life insurance conditions today determined to send to District Attorney William T. Jerome a request that he institute proceedings against Thomas F. Ryan, financier and owner of the majority of the stock of the Equitable Life Assurance society, to punish Mr. Ryan for refusing to answer questions before the committee.

Mr. Ryan had refused to answer when asked what E. H. Harriman, president of the Union Pacific and Southern Pacific Railroad companies, had said to him when Mr. Harriman tried to induce him to share his control of the Equitable society with Mr. Harriman.

Mr. Ryan was asked whether Mr. Harriman had threatened that results disastrous to Mr. Ryan's interests would ensue, or if Mr. Harriman had told him that some action would be taken by the state legislature, or any other of the government, unless Mr. Ryan consented to share his stock with him.

Mr. Ryan, however, answered one question by saying Mr. Harriman did not tell him at that time there would be a legislative investigation of life insurance business unless he gave up part of the Hyde stock.

Mr. Ryan had already testified that he had secured control of the Equitable society by paying James H. Hyde \$2,600,000 for 502 shares of the society's stock.

"After you had bought that stock, was there any proposition to share it with you?" asked Charles E. Hughes, counsel for the committee.

"Am I obliged to answer that question?" asked Mr. Ryan.

"I think you ought to, Mr. Ryan," said Mr. Hughes.

Harriman Wanted to Share

"E. H. Harriman desired to share the purchase with me, and I refused to permit it," replied Mr. Ryan.

Mr. Ryan said that he thought Mr. Harriman made his request on the day that Mr. Ryan bought the stock, and before the purchase was publicly announced.

"What did Mr. Harriman say to you to induce you to make the sale?"

"I do not think, Mr. Hughes, I ought to be called upon to answer a question like that. To discuss in this state a conversation I had privately with Mr. Harriman," said Mr. Ryan.

Paul D. Cravath interrupted by saying to the chairman:

"I feel bound to say to my client, Mr. Ryan, that what he should testify most fully to what he did and what he planned to do, he cannot, unless he chooses to do so, voluntarily, be required to attempt to state conversations which Mr. Harriman or any other man had with him."

To this Mr. Hughes replied:

"I deem the matter important in two aspects. In the first place, to the committee may understand the motive which may actuate those who desire to obtain control of the stock of the insurance company and the proceedings which may be taken to acquire it; and, second, that we may know whether there was any suggestion that life insurance conditions in this state would be investigated if Mr. Ryan did not accede to Mr. Harriman's request. I think that we should have full light upon the transaction, and I hope that Mr. Ryan will feel that he can do another public service by advising the committee fully."

Need Not Relate Conversation

Mr. Cravath said that Mr. Ryan would testify freely as to facts, but that he was not required to state what Mr. Harriman said to him in private conversation.

"Mr. Ryan," said Senator Armstrong, "the committee directs you answer the question."

The following colloquy ensued:

be entirely free to say what you said to Mr. Harriman."

Mr. Ryan—Well, I told Mr. Harriman I wanted to be free and did not want any partners in the transaction.

Q.—Did you tell him that?

Mr. Ryan—My principal reason was that I wanted to make this trust deed my own way.

Q.—Did you tell him that?

Mr. Ryan—I did.

Q.—What did he say to you?

Mr. Cravath—I advise that you are not required to answer, Mr. Ryan.

Mr. Ryan—The same answer, Mr. Chairman.

The chairman—Mr. Ryan, the committee does not want you to think that it is seeking to be officious in the matter.

Mr. Ryan—I know that you don't. The chairman—it thinks you performed a great public service and is only seeking to get you to complete that service.

Mr. Ryan—I still feel that I should not be required to answer.

The chairman—The committee directs you to answer the question which is asked in regard to what Mr. Harriman said to you. Do you still refuse?

Mr. Ryan—I still refuse, on advice of counsel.

Friction With Harriman

In reply to further questions bearing on this subject, Mr. Ryan said the relations between Mr. Harriman and himself were quite strained for several days and that the upshot of several interviews between the members of the committee and Mr. Ryan was that Mr. Ryan told Mr. Harriman that he intended to carry out his original plan regardless of what he or any one else might do. Mr. Harriman had asked any part of the stock which he could have going to Mr. Ryan. The witness again declined to answer when he was asked whether Mr. Harriman offered to put any share that he might get into the trust which was afterwards created by the members of the committee inquired any further upon answers on this subject, but asked Mr. Ryan about other matters. Later in the day, however, Senator Armstrong made an announcement that the committee had determined to transmit a certified copy of Mr. Ryan's testimony to District Attorney Jerome with a request that proceedings be instituted by him to punish Mr. Ryan for refusing to answer the questions.

"This course is rendered necessary," said Senator Armstrong, "by reason of the fact that the committee has no summary power to punish for contempt of the legislature is not in session."

Counsel for Mr. Ryan gave out a statement tonight in which they stated that if the committee had decided to refer the matter to the district attorney, they would be no difficulty in ruling as to whether or not Mr. Ryan is compelled to answer the questions.

Wanted to Avert Panic

When Mr. Ryan was asked why he paid nearly \$5000 a share for stock that paid only 7 per cent dividends, he replied he did it to avert liquidation that would cause the greatest panic this country has ever seen if the Equitable society were forced into the hands of a receiver by the situation prevailing when he bought the stock. Frightful losses, he said, would have followed such a receivership, and his own large enterprises would have been seriously affected. To take this company out of the hands in which it was going to destruction and give it a clean, economical and efficient management and restore its prosperity for the benefit of all honest interests, Mr. Ryan testified, seemed to be the only course.

That was one of his reasons for buying control of the property, Mr. Ryan declared that he regarded as ideal the plan now in operation by which a board of trustees votes the stock he bought, and that he has promised to make the trust perpetual and intends to do so. If, however, the legislature so decides, he will not object, he said, to the election of a majority of directors by the policy holders direct.

ANGELENOS IN THE NORTH

Residents of This City and Vicinity at San Francisco

Special to The Herald.

SAN FRANCISCO, Dec. 8.—L. J. Rose Jr. of Oxnard is spending a few days at the Palace.

John S. Mitchell, manager of the Holliston hotel at Los Angeles, is at the Palace.

W. S. Maxwell of New York arrived at the St. Francis yesterday with his family. They are on their way to Los Angeles to spend the winter.

Charles L. Dunbar, J. C. Hopkins and G. L. Damon are among the Los Angeles people registered at the Palace.

REMOVED BY THE PRESIDENT

United States Marshal T. R. Mathews of the District of Nebraska Is Discharged

By Associated Press.

WASHINGTON, Dec. 8.—The president has summarily removed from office United States Marshal T. R. Mathews of the district of Nebraska, alleged misconduct in connection with the case of Richards and Comstock, who were recently convicted in that state of illegally fencing the public domain. The sentence of the court was that the defendant should remain in the custody of the United States marshal for six hours. The president has information that Mathews immediately turned them over to the custody of their counsel.

KILLED WHILE HUNTING

Tular Man Drags His Gun Toward Him by the Muzzle and Loses His Life

By Associated Press.

TULARE, Dec. 8.—William Taylor, saved States Marshal T. R. Mathews, and for fourteen years a resident of this vicinity, shot himself fatally today while hunting a few miles from here. While attempting to cross the bayou, he used his gun as a support, stepping to a log, and as he dragged it toward him by the muzzle the hammer struck an obstruction and the gun was discharged, the contents entering his left breast, tearing a great hole. He died within an hour.

Pay Tribute to Cavanaugh

By Associated Press.

SACRAMENTO, Dec. 8.—The funeral of Bart W. Cavanaugh, the well-known politician, took place today and was the largest seen in Sacramento for a long time. Politicians of all parties came from San Francisco and Los Angeles to pay their last respects, and the coffin and grave were banked deep with floral tributes.

REPORT TO THE NATIONALISTS

ULTIMATUM BRINGS PROMPT RESPONSE

Announcement Made in the Spectator That Incoming Government Will Be Supported to Secure Free Trade

By Associated Press.

LONDON, Dec. 9.—The ultimatum issued by the Nationalist convention at Dublin demanding home rule has been promptly answered by an announcement which appears in the Spectator this morning. This publication, although a Unionist organ, has throughout strongly opposed Chamberlainism and now announces its intention to support the incoming government as the only sure means of upholding free trade. In an evidently inspired paragraph the Spectator declares:

"The new cabinet, if it commands a majority in the next parliament, has no intention to introduce a home rule bill. It will not even appeal to the country for a mandate to endow Ireland with a separate legislature. The essential issue to be placed before the electors will be the maintenance of free trade, and the opposition will be given no excuse to evade that question or to pretend that the home rule issue has taken its place."

The Spectator further expresses the belief that Sir Edward Grey will be appointed secretary for foreign affairs and says that it thinks that the foreign policy could not be placed in better hands. If, as is presumed, the Spectator is well informed, this would imply that Sir Henry Campbell-Bannerman has succeeded in enlisting all sections of the Liberal party, including the partisans of Lord Rosebery, in the new government by giving assurances that no attempt will be made to tamper with the union and that no election pledges will be given to John Redmond.

Whether or not Mr. Redmond, as Mr. Chamberlain asserts, has accepted promise of some sort of concession from the Liberals in the nature of a step-stone to home rule, the Spectator states. It appears to be certain, however, that Sir Henry Campbell-Bannerman has practically completed his cabinet and that King Edward will come to London in readiness to hold a council on Monday next for an election of a receiver by the situation prevailing when he bought the stock. Frightful losses, he said, would have followed such a receivership, and his own large enterprises would have been seriously affected. To take this company out of the hands in which it was going to destruction and give it a clean, economical and efficient management and restore its prosperity for the benefit of all honest interests, Mr. Ryan testified, seemed to be the only course.

Chamberlain Pattern for Unionists

Mr. Chamberlain's speech last night is to be the pattern for all the Unionist candidates in the campaign with the greatest zest and are using to the full Balfour's lead to attack Liberals on the question of maintenance of the union. Unless, therefore, Sir Henry Campbell-Bannerman secured some concessions from Mr. Redmond, he will be confronted with one of the most difficult problems ever presented to a British premier.

The cleverness of Mr. Balfour's tactical move in forcing his opponent into the maintenance of the union is daily becoming more and more apparent.

It is understood that Sir Henry Campbell-Bannerman has finally decided to remain in the cabinet. The strongest reason from the point of view of the Liberal party against the elevation of Sir Henry to the peerage is that the party would thereby be deprived of his services in the cabinet. The cabinet members, by an unwritten law, are not permitted to speak in behalf of candidates for membership in the house of commons.

The Daily Chronicle this morning announced that David Lloyd George and John Burns, representatives respectively of the Radical and Labor parties, will be included in the new government.

The Times this morning says that Sir Edward Grey will probably become secretary of foreign affairs in the Campbell-Bannerman cabinet, while all the Liberal imperialists except Lord Rosebery will hold important offices. The Times believes that Sir Robert Thresholt will become lord high chancellor, Herbert Henry Asquith chancellor of the exchequer, John Morley secretary for India, Lord Elgin secretary for the colonies, Richard Burdett Gladstone secretary for the home department, the earl of Aberdeen chief secretary for Ireland and James Bryce chief secretary for Ireland.

Tribute to Balfour

Joseph Chamberlain, speaking at Oxford tonight, paid a striking tribute to Mr. Balfour, the retiring premier, who, he said, would leave a deep impression on the minds of his friends throughout the country. He asserted that nothing had arisen which in the slightest degree affected his personal or his political relations with Mr. Balfour. Referring to the new government, Mr. Chamberlain said: "I trust that no man passed into the hands of the home rulers and 'little Englanders.'" Sir Henry Campbell-Bannerman, it was his opinion, intended to give Ireland home rule by instalments on the hire system. Mr. Chamberlain charged Sir Henry with having made a bargain with John Redmond along these lines. He asked what would be thought when a British premier took his orders from the enemies of his country, and when he used his high position to undermine the constitution which he was there to support.

Mr. Chamberlain then turned to financial matters, repeating his old arguments and contending that the suggested tax on wheat would be practically insignificant and would be compensated for in other ways.

Among those present at the meeting were Dr. William Osler, former of Johns Hopkins university, Baltimore, and now regius professor of medicine at Oxford, who moved a resolution calling for tariff reform as the best means of consolidating the empire. The resolution was carried with only one dissenting vote.

FROZEN TO DEATH, HE STILL HOLDS REINS

Driver Found Sitting Upright, Dead, on Seat of His Wagon

G. C. B. Sears, Employed by the Mill City Copper Mining Company, Loses His Life in Severe Blizzard in Nevada

Special to The Herald.

RENO, Nev., Dec. 8.—Covered with snow and sitting bolt upright in his spring wagon, G. C. B. Sears was discovered frozen to death yesterday afternoon about 35 miles from the Humboldt house on the road to the Mill City copper mines in Humboldt county. Though the man had been dead perhaps over 24 hours, his horses, mindful of the hands on the reins, were standing knee deep in the snow, waiting for the word to go.

Sears left the Humboldt house on November 29, soon after a blizzard swept over the county, followed by a blinding snow storm, which has only just subsided. Sears' absence was not noticed until the weather moderated and a party went out to find the man. It is presumed he got bewildered and stiff with the cold and that while resting his horses he froze to death.

He was a driver in the employ of the Mill City Copper Mining company, and was in the habit of making one trip a week from the Humboldt house to the mines.

CIVIC FEDERATION FOR EXCLUSION LAW

WOULD ADMIT STUDENTS AND PROFESSIONAL MEN

Resolutions Are Adopted Stating the Attitude of the Association—Senator W. A. Clark of Montana Supports Views of the Organization

By Associated Press.

NEW YORK, Dec. 8.—After a day spent in discussing Asiatic immigration, the National Civic Federation conference on immigration, which has been in session here since Wednesday, finally adjourned tonight. There was a lively debate this afternoon on the subject of Chinese immigration. The resolutions on the subject as they came from the committee on resolutions were regarded by many of the delegates as nullifying the present Chinese exclusion act. Samuel Gompers, president of the American Federation of Labor, led in the fight for a modified expression, and after nearly every delegate to the conference has been heard the following substitute was presented and adopted unanimously:

"Resolved, That our laws and treaties should be so framed and administered as to carefully except Chinese students, business men and professional men of all kinds, not only meeting the conditions of the present act, but also the intent of the framers of the bill and the wishes of the horticultural interests of the state. Therefore, be it

Resolved, That we declare it to be the sense of this convention that the farm should be located in a manner that will enable the horticultural interests of the state to obtain practical benefits."

The resolution was adopted.

Avery C. Moore of Idaho presented to the convention petitions signed by seven thousand citizens of his state protesting against any modification of the Chinese exclusion laws.

In the course of the day United States Senator William A. Clark of Montana, speaking on Asiatic immigration, said:

"An experience of forty years on the Pacific coast and in the state of Montana, and as an employer of a great number of men has enabled me to form an opinion as to the desirability of the admission of Chinese, and I have arrived at this conclusion: I believe that the Chinese exclusion law is a necessary and just measure, and I believe that sentiment is shared by every other state, that we should not allow what we call coolie labor to come into the country unrestricted."

PLANS NEW RAILROAD

Harriman to Build a Line Through Central Oregon, 152 Miles Long

By Associated Press.

PORTLAND, Dec. 8.—Formal announcement was made today by General Manager J. P. O'Brien of the intention of the Harriman system to build, under the name of the Oregon & Eastern railroad, the first 152 miles of a line through Central Oregon, having Ontario, on the eastern boundary of the state, for a terminus, and Natron, a town about 125 miles south of Portland, for her western end.

The section of the line authorized today runs in a generally southeasterly direction to the south end of Walker's range, in Central Oregon.

To construct the line a road 34,100,000 has been set aside. Trains are expected to be running over it in about ten months.

SHIP CHANGES REGISTRATION

General Gordon Lowers British Flag, Is Bought by Norwegian Firm

Special to The Herald.

SAN DIEGO, Dec. 8.—Word comes from London that the ship General Gordon, which has been sailing under the British flag since she was launched, has been sold to a Norwegian firm of shipbuilders and her flag changed to the Norwegian standard.

The ship's name remains "General Gordon," which should make the ship seem out of place under any flag save the cross of St. George. The Gordon is due here almost any day with a cargo of cement for Spreckels Bros. Commercial company.

To Fumigate Japanese Oranges

By Associated Press.

TACOMA, Dec. 8.—On account of their being infected with scales formed by a parasite dangerous to native fruit, State Horticultural Commissioner Huntley has ordered the local fruit inspectors to fumigate all Japanese oranges received at Puget Sound ports recently.

Child Sent to Whittier

By Associated Press.

NAPA, Dec. 8.—William J. Ballinger, a ten-year-old boy who confessed to setting fire to two warehouses, was sentenced to the Whittier reform school until he is twenty-one years of age.

PROMINENT PRIEST DIES

Rev. Father Decampas of Sacramento a Victim of Paralysis

By Associated Press.

SACRAMENTO, Dec. 8.—Rev. Father Decampas, a prominent member of the Catholic clergy, died in this city today from paralysis. For many years he was associated with Rev. Father Slatery of Napa, but came here some time ago for treatment for his eyes, total blindness being threatened. He gave to the Sisters of Mercy this city a beautiful chapel costing about \$10,000 and occupying a site on the grounds of the Sisters' hospital. The edifice was dedicated with much ceremony on Thanksgiving day, Bishop Grace and the clergy of the Sacramento diocese participating.

Father Decampas was a native of Portugal, aged 61 years. The funeral will take place next Monday from the chapel whose erection he made possible.

STEAM SCHOONER AFIRE: BOY LOSES HIS LIFE

By Associated Press.

SAN FRANCISCO, Dec. 8.—Fire on the steam schooner Despatch tonight partly destroyed the vessel, cost the life of James Mitchell, a boy who was engaged in cleaning the boilers of the boat, and severely burned three other boys working with him. The blaze started in a mysterious manner soon after the Despatch had been taken from a dry dock and moored at the Sixteenth street wharf.

The army tug Slocum, the fire boat Governor Irwin and the city fire department responded to alarms and general streams of water soon placed the fire under control. While the Despatch was badly gutted it is probable that she will be rebuilt.

When the flames had been extinguished, the body of young Mitchell, who was killed by inhaling the fumes, was discovered. T. Forrester, George McGue and John Dougherty, the boys working with Mitchell, had a narrow escape from being hanged in by the flames. Two firemen sustained burns while at work.

CONVENTION OF FRUIT GROWERS COMES TO END

IMPORTANT MEASURE ADOPTED BY ASSOCIATION

Plan of Locating Proposed Agricultural Farm Near State University Is Vigorously Opposed and the Motion Finally Carried

By Associated Press.

SANTA ROSA, Dec. 8.—After one of the most successful gatherings in the history of the organization, the state Fruit Growers' convention came to a close this afternoon. One of the most spirited discussions of the week was brought on by the action of the committee on resolutions in recommending the adoption of a resolution condemning the idea of locating the proposed state agricultural farm at some point near the state university. The resolution read as follows:

"Whereas, the state legislature at its last session passed a bill appropriating \$150,000 for the purchase and equipment of a state farm to be under the jurisdiction of the board of regents of the state university, and

"Whereas, efforts are being made to locate the farm close to Berkeley and make of it a laboratory venture, and

"Whereas, such a plan is opposed to the intent of the framers of the bill and the wishes of the horticultural interests of the state. Therefore, be it

Resolved, That we declare it to be the sense of this convention that the farm should be located in a manner that will enable the horticultural interests of the state to obtain practical benefits."

The resolution was adopted.

CREAMERY MEN MEET

Annual Convention Assembles at Modesto With a Large Attendance

By Associated Press.

MODESTO, Dec. 8.—The State Creamery association met here this afternoon in annual convention with a large attendance. Fifty delegates were present.

P. J. Hazen, of Modesto, made an address of welcome, followed by an address by H. P. Glazier, Oakland, inspector, talked with patrons and Prof. E. W. Major of the state university spoke on the care of milk and cream. Tonight the following addresses were made:

"Bread and Cheese Making," by A. Jensen of Petrolide.

"Marketing and Dairy Products," by A. R. Evans, Fresno.

"Benefits Derived From a Dairy School Course," by W. W. Grant, instructor in the dairy school, State university.

SLAYING OFFICERS

Troops at Harbin in Rebellion

Report Witte Offered His Resignation

It is Said Czar Refuses to Permit the Premier to Retire—Government Hopes to Defeat Striking Telegraphers

By Associated Press.

HARBIN, Manchuria, via Warsaw, Russian Poland, Dec. 8.—Many officers are being killed by rebellious troops. Reserve officers are not permitted to return home. All messages from Manchuria are censored.

WITTE WANTS TO QUIT

Offers Resignation, but Czar Refuses to Accept It

By Associated Press.

BERLIN, Dec. 8, 5:22 p. m.—A dispatch to the Telegraph from St. Petersburg dated yesterday and received here today by way of Eydtkuhnen, East Prussia, Dec. 8.—A much more optimistic feeling prevails in government circles at the prospect of a complete collapse of the postal and telegraph services in the country, and the danger, but it might be complicated by an immediate general strike throughout the empire. The workmen's council and the railroad men's affiliated organizations this afternoon came to a final decision that it would not be wise to employ the supreme fighting tool except to achieve the highest political aims and to reserve all their strength for the great struggle projected for the middle of January.

Officials Look for Collapse of the Telegraphers' Strike

ST. PETERSBURG, Dec. 7.—Thursday evening, via Eydtkuhnen, East Prussia, Dec. 8.—A much more optimistic feeling prevails in government circles at the prospect of a complete collapse of the postal and telegraph services in the country, and the danger, but it might be complicated by an immediate general strike throughout the empire. The workmen's council and the railroad men's affiliated organizations this afternoon came to a final decision that it would not be wise to employ the supreme fighting tool except to achieve the highest political aims and to reserve all their strength for the great struggle projected for the middle of January.

A period of comparative calm lasting a few weeks may now supervene and both sides will use it in preparations for the January struggle. In a fortnight heavy snows are likely to put an end to the reign of pillage, arson and murder in the country, and the bill will give the government a chance to accomplish something tangible, and the sober minded an opportunity to reflect. The latter, however, will hardly enter into the equation. The radical editors are already organizing a movement to defy the new press law even

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GOVERNMENT HOPEFUL

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THE DAYS NEWS

FORECAST

For Southern California: Fair Saturday; light north wind. Maximum temperature in Los Angeles yesterday, 77 degrees; minimum, 52 degrees.

PART I

1—Ryan will be next.

2—Senator Mitchell's troubles ended.

3—Secretary Taft submits bills.

4—Editorial.

5—City news.

6.7—Classified advertisements.

8—Faculty draws sex dead line.

PART II

1—Babe plays while parents quarrel.

2—Sports.

3—Southern California news.

4—Noted author to lecture on Bible.

5—Markets.

6—Break ground for new church.

EASTERN