

### PROVISION TO THAT EFFECT PASSES HOUSE

Included as an Amendment to Urgent Deficiency Appropriation Bill, Which is Carried With out Cutting

By Associated Press.  
WASHINGTON, Jan. 27.—In a session of two hours today the house passed the urgent deficiency appropriation bill carrying \$15,216,103, incorporated in which is a provision that the eight-hour law shall not apply to alien laborers on the Panama canal. In addition it passed 262 private pension bills, and then read the Mann general bridge bill, making it the unfinished business for Monday.

### REPORTS RAILROAD BILL

Hepburn's Measure Will Come Up in the House Soon

By Associated Press.  
WASHINGTON, Jan. 27.—Chairman Hepburn today reported to the house his railroad bill with the favorable recommendation of the entire Republican and Democratic membership of the interstate and foreign commerce committee. The bill will now come up in the house next week. The report is a comprehensive explanation of the measure. Preliminary to giving details as to the intention of each section the statement is made that the bill is the product of several years' consideration by the committee.

It was made up from the nineteen bills which were before the committee and the information contained in five volumes of hearings before both senate and house committees.

It is section four of the bill which confers power on the commission to establish a rate or to declare what will be a proper charge in a certain instance. The report states in this connection that it is just to the commission to state that none of its members thinks it wise that authority to take the rate or charge on charges to be thereafter observed in such case as the maximum to be charged; and what regulation or practice in respect to such transportation is just and fair and reasonable.

### DECIDE ON LOCK CANAL

Recommendation

WASHINGTON, Jan. 27.—The Isthmian canal commission met today and concluded its consideration of the reports of the board of consulting engineers with respect to the type of canal that should be constructed. The commission has had before it the reports of the majority and minority of the consulting board. At today's meeting the committee adopted a report to the secretary of war, which they will forward to him.

While no official statement is made with reference to the commission's report there is good reason to believe that they have summarized the two reports and have recommended the construction of a lock canal with an eighty-three-foot level, practically following the recommendations of the minority consulting board.

The commission did not formally sign today the report which is to go to Secretary Taft in transmitting the two reports of the consulting board and in which the commission makes its recommendations. Governor Magoo is expected to arrive from the isthmus at any moment and he will be with the commission at its next meeting. Chairman Shontz went to New York tonight and will return Tuesday morning. It is expected that the coroner's jury commission will be called shortly after his return, when the report will be finally put in shape for transmission to Secretary Taft.

There is reason to believe that the members of the commission are in full accord in their recommendations to the secretary of war, with one possible exception. One member of the commission is said to have expressed a desire to have read after the coroner's jury but it is not known whether he may desire to submit views on the type of canal to be recommended.

### Charged With Manslaughter

By Associated Press.  
SAN FRANCISCO, Jan. 27.—Harry Spaulding, who was in the office of T. J. Crawford in the Flood building on last Saturday evening when it was alleged that W. H. Ellis received the beating which caused his death a few days later, was arrested and charged with manslaughter yesterday afternoon immediately after the coroner's jury had rendered a verdict that Ellis had died of natural causes.

### HOCH MAKES STATEMENT

Civil Suits to Be Begun to Recover Money Missing From the Treasury

By Associated Press.  
TOPEKA, Kan., Jan. 27.—At 3:30 this afternoon Governor Hoch gave out his long promised statement concerning his action on the report of the state treasury shortage.

Governor Hoch's statement is to the effect that he will have Attorney General Coleman bring suit to determine the amount of \$78,000 shortage which ex-Treasurer Frank Grimes and Treasurer Kelly must pay back into the treasury. There will be no criminal prosecution. No question will be commenced, at least not for the present. It is intimated that the civil actions to recover the money may develop something which will warrant further action.

### COL. W. D. MANN UNDER ARREST

TOWN TOPICS' EDITOR ACCUSED OF PERJURY

Charge is Outcome of Recent Libel Suit Against Norman Haggood.

Released Under \$10,000 Bail

By Associated Press.  
NEW YORK, Jan. 27.—Colonel W. D. Mann, editor of Town Topics, was arrested late today on a charge of perjury growing out of his testimony in the recent libel proceedings against Norman Haggood, editor of Collier's Weekly.

Colonel Mann was arrested in his office at 415 Fifth avenue by a detective of District Attorney Jerome's staff. He ordered his automobile and with the officer drove down town to the criminal courts building, where he was arraigned before a city magistrate and held in \$10,000 bail for examination next Thursday, February 1. Bail was furnished by Mrs. Albert A. Wray, a daughter of Colonel Mann.

The specific charge against Mann, as stated in the warrant for his arrest, is that he swore falsely in the Haggood trial in denying that an initialed "O. K." on a letter from Count Reginald Ward to Moses Ellis Wooster, a solicitor for "Fads and Fancies," was his own. The letter was represented to Wooster as offered in evidence by Mr. Haggood's counsel. It referred to certain articles which were to appear concerning the count and asking that he be put on the regular mailing list of Town Topics. This request was underlined in the margin of the letter and a line led to a circle which was marked, "O. K., W. D. M." Colonel Mann when shown this letter while a witness in the Haggood trial, said he had not placed his initials upon it.

### BURN A MORMON CHURCH

Citizens of North Carolina Threaten to Tar and Feather Latter

Day Saints

By Associated Press.  
RALEIGH, N. C., Jan. 27.—A special to The Times from Newburn, N. C., says:

Citizens of Harkers Island, Core sound, became indignant at efforts of Mormon missionaries to establish a church in that vicinity and set fire to the building where they held services and destroyed it.

### BOTH DIE ON THE SAME DAY

Berkeley Pioneer Passes Away and His Wife Follows Shortly Afterward

By Associated Press.  
BERKELEY, Cal., Jan. 27.—Judge and Mrs. S. E. Davidson, who came to California 50 years ago, both died today. The judge expired of apoplexy this morning in a sanatorium near San Jose. When a telegram announcing this fact was received at the Davidson home here, Mrs. Davidson fainted and died within half an hour. The Davidsons were prominent and wealthy citizens of South Berkeley. Judge Davidson was 85 years old and Mrs. Davidson 77.

### ANGELENS IN THE EAST

Residents of This City and Vicinity Registered at New York Hotels

Special to The Herald.  
NEW YORK, Jan. 27.—The following Southern Californians were registered at the leading hotels here during the week: From Los Angeles—H. Hart, W. Scott, W. H. Thayer, S. W. Dwyer, D. M. Scribner, W. Roest, Jr., O. C. Dwyer, R. Mitchell and R. W. Penn. From San Bernardino—J. Isnel.

### Suit Against Heydenfeldt Dismissed

By Associated Press.  
SAN RAFAEL, Jan. 27.—Judge Maage today dismissed the suit against Thors O. Heydenfeldt, who was charged with bigamy. Heydenfeldt was accused with his former wife of marrying before the expiration of the legal time. It was shown, however, that the grants in the interlocutory decree took place after the expiration of the legal time. No representative of the plaintiff appeared today.

### GRIDIRON CLUB

CANAL IS SUBJECT OF MANY WITTY HITS

Congressmen, Diplomats, Literary People and High Officials Attend Banquet of Famous Washington Organization

By Associated Press.  
WASHINGTON, D. C., Jan. 27.—From Washington to Panama the Gridiron club took its guests tonight and showed them how to construct the isthmian canal. From the reception room of the New Willard hotel, preceded by the Marine band and led by President Richard Lee Fearn of the Gridiron club and President Roosevelt of the United States, members and guests wended their way through a labyrinth of palms and tropical plants to the dining room, which was transformed to resemble the plaza in front of Governor Magoo's residence in Panama. From that time forward, the dinner was conducted as if the correspondents and their guests were beside the big ditch.

There were scores of hits upon canal building. One member was rushing hastily across the plaza and when asked what he was doing, shouted, "Don't stop me; I have got to write twenty thousand words attacking the canal and have only got ten minutes to stay."

Another member with a telescope said he was looking at the canal system on Mars, which was successful because on that planet there were no transcontinental railroads.

After a long discussion on canal digging, in which many of the alleged methods, past and present, were ridiculed without limit, all the participants were hustled away with the song, "Dig, ye terriers, dig," which was written especially with reference to the president's presence at the dinner.

Those who made interesting speeches were the president, Secretaries Root and Taft, Mark Twain and the French ambassador.

The menu was a "Guide to Washington," profusely illustrated and humorously descriptive of different points of interest in the national capital. Following are some of the specimens:

"The White House—This is a school for the education of senators and representatives as to their duty to their country. The head master is Prof. de Roosevelt, A. B., A. M., LL. D., Litt. D. (Harvard, 1880). There is a gymnasium connected with the institution. The motto is 'Hit first and frequent.'"

"The Senat Chamber is the assembly room of the finest club on earth. The deliberations of the senate are public except when the doors are closed for executive session. Then they are published."

"Postoffice Department—Passing rapidly through Postmaster General Corbin's ante-room of the idea these headquarters of the Republican national committee. It has direct private telephone connection with the White House."

### ENDS HER LIFE WITH GAS

Young Woman Out of Employment Commits Suicide in San Francisco

By Associated Press.  
SAN FRANCISCO, Jan. 27.—Myrtle M. Hubbard, a young woman who came to this city from Seattle three months ago, committed suicide last night by turning on the gas in her room on Ellis street. She left the following note: "Good-by to one and all. I hate to leave the world tonight. To those who enjoy the wonderful, beautiful, unjust nature."

### Formerly Worked in Portland

PORTLAND, Ore., Jan. 27.—Miss Hubbard worked until recently in the millinery work room of a local department store, where her former associate says the girl was subject to spells of the deepest melancholia.

### BIG STEAMER IS LAUNCHED

Canadian Pacific Company's Vessel, Empress of Ireland, Takes the Water

By Associated Press.  
GLASGOW, Jan. 27.—The Canadian Pacific company's new steamship, Empress of Ireland, was successfully launched today at the Fairfield yards, Govan, near this city, in the presence of a large gathering, including many Americans and Canadians.

### OBSERVE KAISER'S BIRTHDAY

Customary Celebration Held in Berlin. Ambassador Tower Is Present

By Associated Press.  
BERLIN, Jan. 27.—Emperor William's birthday was celebrated today with the usual observances. Ambassador Tower was present at the political appointments is Dr. Von Holleben, the former German ambassador to the United States, to a life seat in the Prussian house of lords.

### Veterans Rapidly Decreasing

By Associated Press.  
WASHINGTON, Jan. 27.—In the past six months taps have been sounded over the graves of 25,000 pensioners of the civil war, according to a statement of Pension Commission Warner yesterday. This, he says, is an evidence of the rapidity with which the veterans are being decimated.

### San Francisco Entertains Chicagoans

By Associated Press.  
SAN FRANCISCO, Jan. 27.—The delegation from the Chicago Commercial association now in this city was given an informal reception today in the hall of the Merchants exchange. Representatives of all the prominent business associations here were present.

### "JACK THE STABBER" AGAIN

Another St. Louis Girl Wounded by the Mysterious Assailant

By Associated Press.  
ST. LOUIS, Jan. 27.—While walking along Kosuth avenue after nightfall last evening Bertha Riley, aged 11 years, was attacked by a young man who stabbed her in the back and fled. The girl ran home and was given medical attention, the physician stating that the wound was not serious.

### MINERS FIGHT FIERCE BATTLE

UNION AND NON-UNION MEN IN CONFLICT

Jack Gineau Killed and George Cole Wounded in an Affray at Camp of Cliffords, Nevada

By Associated Press.  
GOLDFIELD, Nev., Jan. 27.—Jack Gineau lies dead at the morgue at Tonopah tonight, and George Cole, a member of the legislature from Nye county, is shot through the arm as the result of a pitched battle between union and non-union miners at Cliffords, ten miles from Stone Cabin on the Manhattan road. Sheriff Tom Logan late this evening placed eight non-union men, who are charged with participating in the trouble, under arrest and brought them to Tonopah tonight under a strong guard to prevent lynching.

As soon as the news of the shooting reached Goldfield, Sheriff Bud Carberry assembled an armed posse to go to the scene of the trouble to arrest the murderers.

George Cole, who was for years president of the Delamar Miners' union, with a committee of miners, union men, went to Cliffords, the scene of a new strike, to interview miners charged with working for less than the \$5 scale. A man named Himmis is said to have opened the door of the mine through the arm and Gineau through the lungs. A pitched hand-to-hand battle ensued which resulted in the escape of the non-union men, who for a time defied the sheriff's posse. The arrival of Sheriff Logan upon the scene resulted in the recalcitrants giving themselves up.

### PRINCIPAL OF GIRLS' SEMINARY SCANDALIZED

College Boys Climb in the Windows at Night

Police Sent for, but the Young Men Make Their Escape—It Is Believed Clandestine Visits Have Been Going on for Some Time

Special to The Herald.  
WASHINGTON, Pa., Jan. 27.—At 1 o'clock this morning six young men said to be senior students at Washington and Jefferson university were caught in the act of climbing into the second story windows of the young ladies' seminary. The police took a hand after the intruders were scolded, but the young men escaped.

Miss Mary McDonald, principal of the seminary, had for some time suspected clandestine visits of college boys to her girls and gazed the idea these visits were made usually on Friday nights, so last night she decided to watch for herself. At 1 a. m. she found six young men on the porch near the building. She called the police and the pupils of Miss McDonald turned in the fire alarm and the burglar alarm and screamed through the telephone to the police station and had the entire town running toward the seminary.

"I went through the house to the den which is in the front part and looked out of the window to see the contrivance. I found about six young men very much excited, but I did not know what was the matter."

"I heard Mrs. Canfield say to Buck: 'Now you sit right down there and don't you dare come near me.' Then I went around to see if I could get into the pocket and pull out a revolver."

"I screamed to Mrs. Canfield and Arline, 'Come in the house, that man will kill you. As I screamed Buck looked in the window and aimed the gun at me. I dodged back of the curtains and ran around to the front door. I opened it and screamed again to Mrs. Canfield to come into the house. She said to me, 'Get out of here with Buck with the revolver in his hand.'"

### BARNES TO BE COLLECTOR

Former Assemblyman Will Succeed W. W. Bowers in San Diego Job

Special to The Herald.  
WASHINGTON, Jan. 27.—The president has decided to appoint E. W. Barnes collector of customs at San Diego, vice W. W. Bowers. Barnes has been recommended by both senators and the president told Senator Flint that he would forward the nomination on Monday.

Former Assemblyman Barnes is a warm friend of both senators, while Bowers appears to have lost ground politically with the powers that be. Bowers was here recently and had an interview with the president and was advised that the indorsement of the senators was necessary to secure a reappointment.

### DISCOVERS A NEW COMET

Heavenly Body Found by Dr. William R. Brooks of Hobart College

By Associated Press.  
GENEVA, N. Y., Jan. 27.—Dr. William R. Brooks, director of Smith observatory and professor of astronomy at Hobart college, today discovered a new comet in the northwestern sky. Its position is right ascension 16 hours 19 minutes and 59 seconds; declination north 47 degrees, 10 minutes. It has a moderate motion in a northwesterly direction. This is said to be the first comet of the year, and is the twenty-fifth discovered by Professor Brooks.

### MRS. CHAS. CANFIELD BRUTALLY MURDERED BY FORMER COACHMAN

OFFICER FOSTER CAPTURES ASSASSIN

Dastardly Crime Is Committed at Westlake Residence of Victim—Citizens Attempt to Lynch the Man After Policeman Has Him Handcuffed

Because she refused to give him \$2000, which he demanded, Morris Buck shot and killed Mrs. Charles A. Canfield last evening at 6 o'clock on the front veranda of the Canfield residence at 803 Alvarado street.

After he had fired two shots into his helpless victim, Buck stood on the porch upon which he committed the dastardly crime and holding the revolver up to his temple said: "Shall I do it, shall I do it?" Members of the crowd which quickly gathered cordially encouraged him to shoot himself, but apparently Buck lacked the nerve.

Fully twenty minutes elapsed between the time the murder was committed and the first move made toward the capture of the criminal. During all that time Buck sat upon one of the porch chairs and made no effort to escape until Special Officer Foster appeared, when the murderer started to run.

### CORNERED IN BOATHOUSE

Foster immediately gave chase and after trailing Buck on Eighth street to Lake and on Lake street to the boathouse in Westlake park, he finally captured the man, who was covering behind the counter of the boathouse. Although armed with revolver and a big knife Buck made no resistance whatever to the officer and after the handcuffs were placed on him the murderer was taken to the city jail.

The story of the killing was told by Lizzie Billingsley, an eyewitness to the murder. Miss Billingsley was the cook at the Canfield residence and saw the whole tragedy of the crime.

"I was working yesterday afternoon about 5 o'clock that man (Buck) came to the house with a letter addressed to Mrs. Canfield. Mrs. Canfield showed the letter to all of us in the kitchen. In it he asked for a loan of \$2000, stating that he would pay it back in small monthly installments. At the close of the missive he said: 'If you lend me the money I will pay you back, God being my O.G.' Mrs. Canfield laughed over the letter and said that she could not see her way clear to lend the man the money."

### Needed for Business

"She told me that Buck had been a coachman in her employ for two months, five years ago. In the letter it was also stated that he wanted the \$2000 for some little time. He said he would wait and sat down on one of the porch chairs. He looked so wild I was afraid of him and would not let him inside. He was dressed like a tramp and looked like a ruffian. He would wait and sat down on one of the porch chairs. He looked so wild I was afraid of him and would not let him inside. He was dressed like a tramp and looked like a ruffian."

### Husband in Mexico

Mrs. Canfield's husband is somewhere in Mexico, where he has extensive mining interests. His exact location is not known by his family in Los Angeles.

The family left by Mrs. Canfield consists of the following members: Her husband, Charles A. Canfield, one son, Charles O. Canfield, 733 South Alvarado; daughters, Mrs. J. M. Danziger of 823 South Lake street, Misses Florence, Carrie and Arline Canfield of 303 South Alvarado.

William T. Finck, a brother of the murderer, who lived in the St. Elmo hotel, it is stated, was sentenced to life imprisonment some years ago in Bisbee, Ariz., for the murder of a butcher of that city.

### Brother Is Pardoned

After serving several months of his sentence Buck was instrumental in suppressing a jail break from the penitentiary at Yuma. He was severely punished for the struggle, but was pardoned out by the territorial governor of Arizona.

### CARRIED BURGLAR TOOLS

Aged Man Captured in Redwood City Thought to Be Important Criminal

By Associated Press.  
REDWOOD CITY, Jan. 27.—About 2 o'clock this morning Jailer Peter Kelly and Night Watchman J. H. Coleman, who were watching the railroad track into town from the direction of San Jose, saw a man entering town from the south. He wore a canvas coat and had a sack thrown over his shoulders. Upon being halted he seemed to hesitate and reached his hand into his pocket but was immediately covered by the weapons of the two officers and ordered to throw up his hands. Upon being searched he was found to be armed with a large .44-caliber revolver and a small derringer.

The canvas coat was lined with numerous pockets and from them were taken the largest and most complete set of burglar tools ever seen by the officers here, embracing lock picks, skeleton keys, brace and bits of various sizes, two jimmies with handles, wrenches, wire nippers, saws, fuse, caps, a can of blasting powder and other incidentals necessary for safe cracking.

The prisoner says he is 60 years old but will tell nothing further about himself. He looks his age, his heavy head of hair and beard being very gray. The officers are satisfied that upon his identification he will prove to be an old offender.

### WRECK PILES UP THREE CARS HIGH

DERRICK BRINGS SANTA FE DISASTER

Ten Oil Tanks, Car of Planos, Twelve Cars of Coal and Cement and Five Cars of Merchandise in the Debris

Special to The Herald.  
SAN BERNARDINO, Jan. 27.—The third serious wreck within a week on the Santa Fe on this division occurred today at Esperanza siding, south of Rincon five miles, where twenty-four cars were piled in a heap, it being three cars high at one point, with an oil tank car perched on top of the whole.

The wreck was caused by a chain breaking on the big Salt Lake wrecking derrick which was in the train. The breaking of the chain permitted the derrick to lurch back and forth as the train shot around the numerous curves in the hills there, finally derailing it, and the whole of the balance of the train followed.

The wrecked cars include ten empty oil tanks, five cars of merchandise, including a car of pianos, and twelve cars of coal and cement.

### Shoofly Track

The line was tied up several hours until a shoofly track was built around it. The wreck will require several days to clean up, the work being especially slow because of the company having only the light wrecking derrick to work with.

The big Salt Lake wrecker which caused the wreck was being taken into Los Angeles from the Arlington wreck which it had just got cleaned up. The train was in charge of Conductor Bethel and Engineer Morgan.

### CAPITOL STAIRS UNSAFE

Portion of New York's State House Is Ordered Closed for Repairs

By Associated Press.  
ALBANY, N. Y., Jan. 27.—The assembly staircase in New York's \$30,000,000 capitol, which has been under suspension for several months, was ordered closed today on the ground that it is unsafe for use. It is believed by those familiar with the conditions that the situation is exceedingly serious, and at best part of the building will be out of use for two or three years while repairs are being made.

The engineers have informed the state architect that the integrity of the capitol building, as a whole, should be investigated, including tests of the foundations.

### THE DAY'S NEWS

#### FORECAST

Southern California: Fair Sunday; light northwest winds. Maximum temperature in Los Angeles yesterday, 73 degrees; minimum, 48 degrees.

#### PART I

- 1—Mrs. Canfield murdered.
- 2—Try to regulate Moroccan taxes.
- 3—Oregonians near end of visit.
- 4—Civic leaguers hear both sides.
- 5—Oppose society in cruelty case.
- 6,7—Sports.

#### PART II

- 2,3—Society.
- 4—Editorial.
- 5—City news.
- 6—Cable news.
- 7—At the theaters.
- 8—Would reform divorce custom.
- 9—Killed in duel as code decrees.
- 10—Chase mystery still unsolved.
- 11—Markets.
- 12—Arrest nine in blind pig.

#### PART III

- 1,2,3,4—Real estate news.
- 5,6,7—Classified advertisements.
- 8—Southern California news.

#### PART IV

- Magazine section.

#### PART V

- Children's supplement.

#### EASTERN

Canal is made subject of flow of wit at the Gridiron club in Washington.

Urgent deficiency bill and amendment abrogating eight hour law on isthmus passes the house.

Col. Mann, editor of Town Topics, arrested on charge of perjury.

#### FOREIGN

Town of Gomel, Russia, in flames, and peasants and troops are fighting.

Delegates to conference trying to systematize taxes of Morocco.

Campbell-Bannerman was biggest majority ever given an English premier.

#### COAST

Train wreck occurs on Santa Fe near Rincon.

Steamer Salvor returns to Victoria with survivors of wreck and some bodies.

Young milliner, out of employment, kills herself in San Francisco.

Mrs. Charles A. Canfield of Westlake district brutally murdered by former coachman. Murderer narrowly escapes catching at the hands of an infuriated mob.

Smits-Ruef combination wears audience at Simpson auditorium.

Picturesque group of Russian immigrants arrives.

Boy disappears from Ocean Park after discovering mysterious blood stains on door.

Lawyers favor reforms in interlocutory divorce.

Mayor McAleer will submit names of new public works board on Monday.

Tucson girl slumbers through sixteenth day.

Police have no clue to whereabouts of missing Mrs. Chase.

"Billy" Nevins found guilty of automobile burglary—will be sentenced Monday.

Mayor may name three persons for public offices Monday.