

SUBJECT OF MOTION DENIED BY COURT

JUDGE REFUSES TO TRANSFER CASE

Attorneys for Mayor Claim They Have Been "On Their Knees, Begging for Immediate Trial"—Arguments Are Heard

By Associated Press. SAN FRANCISCO, Dec. 31.—Presiding Judge Graham today denied the motion made on behalf of Mayor Schmitz to withdraw from Judge Dunne's court the cases now pending there on the indictments brought by the grand jury and to reassign them to another department.

In denying the motion Judge Graham said that he could not transfer the cases unless he had the written consent of Judge Dunne to such action. All the attorneys interested in the indictment cases were on hand to listen to the arguments. The defendant, Abraham Ruef, although not particularly concerned with the decision of the motion, listened attentively to the proceedings.

The district attorney's office also was strongly represented. District Attorney Langdon, for the people, and Attorney W. H. Metson for Mayor Schmitz answered "ready" when Judge Graham called the motion. "We have a counter affidavit which we would like to read," declared Assistant District Attorney Heney in response to an inquiry from the court.

Attorney Barrett asked if it was necessary to read the affidavit, as he had not read his on Friday. Judge Graham thought he would like to hear it and Heney began with the document, which proved to be a review in detail of all the proceedings before superior Judge Dunne.

When Heney finished Attorney Metson insisted upon reading the affidavit which he had presented on Friday. The district attorney made no objection and the court did not hold that it was unnecessary.

Barrett went on to supplement the statement made by Heney with his view of the proceedings, but was interrupted by the court. "The constitution gives the presiding judge the right to assign these cases to any department at any time, but if the cases are under submission I don't see why I should interfere."

"We have been on our knees begging for an immediate trial," replied Barrett, "and we will withdraw the motion to the single point which it is claimed is under submission. There is nothing to show that there is anything pending in regard to four of these cases. Here is a defendant who is willing to go to trial at any time, but who is not allowed to do so, simply because he will not go to a codefendant and ask him to abandon his motion."

"I would like to ask you if any request has been made to Judge Dunne to have these cases transferred," asked Judge Graham. "No, sir. We thought that you might make the request," suggested Barrett. "I don't think that there is need of further argument until such an application is made to Judge Dunne," remarked the court.

The proceedings were brought to a close after Barrett had unsuccessfully asked to have the final decision withheld until the application to Dunne could be prepared, but Judge Graham thought the delay was unnecessary, as the motion can be renewed at any time.

MILLS OF LAW TO MAKE BIG NOISE

Railroads and Corporations in General Will Receive Careful Attention of Trust Busters in the Middle West

By Associated Press. CHICAGO, Dec. 31.—A mighty din from legislative clubs will begin to echo through the west during the first week of January when legislatures convene.

Few states are without live issues of a varied and sweeping character, and the year 1907 promises to be prolific in new laws more or less drastic. Railroad reforms stand foremost among the questions that confront the legislatures. The movement in favor of more rigid restriction is general in its scope and the anxiety to ring with the beating out of statutes that range from anti-pass measures to acts establishing a 2-cent fare, the latter forming the chief issue in at least eight western states.

Corporations in general are in for treatment more or less severe, agitation being on for new banking laws that will bring fire and life companies more directly under the supervision of state commissions, and for new taxing schemes that will provide for greater revenue from public utility concerns. Direct primaries and the liquor traffic question will receive attention also.

ANGRY MOB WOULD INJURE MOTORMAN

By Associated Press. SAN FRANCISCO, Dec. 31.—Prompt action on the part of Policeman A. F. Rocca saved Motorman August Angulus of a Filmore street car from serious injury at the hands of an angry mob early yesterday morning.

DEATH LIST IS NOW APPALLING

(Continued from Page One)

precinct, said today that the equipment train ran past his signal at a speed of from fifty to sixty miles an hour. He says there was a heavy fog, but not enough to hide a red light. He declares that he notified the operator at University station that the train had taken the block against orders.

C. W. Ralloway, general superintendent of transportation of the Baltimore & Ohio railroad, exonerated the company from all claim and put the responsibility on the engineer of the equipment train or the operator at Takoma block. "If the coroner's jury fails to hold the engineer or the block operator," he said, "we shall not consider the matter settled. We shall go to the bottom of the wreck. This horrible accident should have been avoided. Some one is responsible and we intend to leave no stone unturned until the responsibility has been fixed."

Chairman Knapp of the interstate commerce commission tonight said to the Associated Press that the commission considered the advisability of making a special investigation into the cause of the wreck. As a manifestation of sorrow and sympathy for all afflicted by the Sunday night disaster at Terra Cotta, the district commissioners today ordered that the flags on all public buildings be displayed at half mast until the funerals of the victims.

REVISED LIST OF DEAD

- COL. ROBERT ALDERSON, Newark, Ohio.
FANNI AUSTIN, negro, Washington.
LEWIS BALDWIN, East Orange, N. J.
DR. E. OLIVER BELL, chief surgeon of the Episcopal Eye, Ear and Throat hospital and surgeon for the Baltimore & Ohio.
EDWARD BELT, son of Dr. Belt.
MISS CORINE M. BOHRER, Washington, milliner.
P. A. BOND, address unknown.
S. T. BOND, address unknown.
COMMODORE P. BROWN, commander government printing office.
MRS. SALLIE V. BUTTS, wife of J. F. Butts of the Washington health department.
MRS. MARY A. CAHER, identified by diamond ring.
MRS. F. R. CHASE and infant child.
MRS. NELLIE LEE, Compher, Wash.
MRS. MAY COOK, Washington.
COOK, infant child of Mrs. May Cook.
DR. E. HARRIS, Washington, dentist.
HENRY HIGBIE, Brookland, D. C.
GEORGE HIGBIE, 7 years old, son of Henry Higbie.
T. A. KELLY, Kensington, Md., engineer United States capitol.
PROF. T. J. KING, Kensington, Md., organist at Wesleyan M. E. church, Washington, and statistician of United States naval observatory.
MRS. KOLL, identified by Y. W. C. A. card.
MARY LEFFOLD, Brookland, D. C., employee of the bureau of engraving and printing.
A. LEE LOWE, Washington, clerk.
FREDERICK LEIGH, Washington Junction, Md., brakeman.
THEO. MERTZ, New York street car conductor.
J. McCAGHEY, 14 years old, youngest son of J. A. McCaghey, Baltimore, Md., chief clerk to general superintendent of B. & O. railroad.
MINNIE B. MADDING, Washington.
MRS. D. G. PEARMAN.
MRS. REEVES, Takoma, D. C.
MISS ANNA W. READING, Washington.
WALTER ROGERS, 30 years old, Marlton, Ind., local traffic manager of the Central Union Telephone company.
RUPPERT, merchant, Washington.
MRS. S. W. SHREWBURGE, Washington, and her infant child.
L. V. COLB, white, Washington.
CARRIE CORNWELL, Washington.
JOHN WRIGHT, negro, Baltimore, died in hospital.
OLIN BAILEY, minister, Newark, N. J.
MABEL STURGEON, Washington.
THOMAS METZ, Germantown, Md.
ANNIE CUNLOX, Washington.
MRS. ROSALIN CROSS, Washington.
LUCY BUTTS MILLICAN, Deanwood, D. C.
EDWARD L. GARRETT, 45, Washington.
MRS. L. A. BARNES, Terra Cotta, D. C.
S. ST. CLAIR BELT.
MARY ALICE BOHER.
OLIVER L. DALY.
MABEL STURGEON.
ELIZABETH REID.

JURY WILL GIVE GRAFTERS REST

Tactics of Attorneys for Those Indicted Embarrass Grand Jurors' Work, and Probing Will Cease for a Time

By Associated Press. SAN FRANCISCO, Dec. 31.—A complete change of policy in the conduct of grand jury proceedings has been decided upon by the district attorney's office and until the inquisitorial body has entirely completed its labors and is ready to adjourn sine die no more indictments will be returned against the municipal grafters.

This change has been necessitated by the tactics of the attorneys for the parties indicted, it is said. The practice of counsel for the accused in attempting to block further grand jury sessions by detaining the grand jurors in the superior courts on the pretext of examining them as to their qualifications and their persistent efforts to raise trivial technicalities merely for the purpose of delaying the grand jury proceedings has convinced the district attorney that it would seriously interfere with the conduct of the regular grand jury sessions if additional indictments against the grafters were returned before the great work of the grand jury is completed.

ABANDON PLAN TO HOLD BALL FOR GILFETT

SACRAMENTO, Dec. 31.—The committee of Sacramento citizens which had made elaborate arrangements for a brilliant inaugural ball in honor of Governor-elect Gilflett and wife today decided to abandon the affair for this year.

This was done on account of a recent death in Mr. Gilflett's family.

Store Closed Tuesday

Hamburgers SAFEST PLACE TO TRADE

New Year's Day

"MEMORABLE TUESDAY" On a Tuesday in the city of Los Angeles, at Eighth and Broadway, was begun, what, when finished, will be the second largest, yet most modern department store in America.

OPERATORS OFFER TO COMPROMISE

GOLDFIELD STRIKERS TO VOTE ON PROPOSITION

Mine Owners Suggest Establishment of a General Store to Reduce Present Abnormal Cost of Living

By Associated Press. GOLDFIELD, Nev., Dec. 31.—After a conference lasting nine hours between the committee of five representing the miners and operators, the following proposition for a settlement on the part of the owners was drafted, to be submitted to a vote of the miners at an appointed mass meeting.

"The mines and mills of the Goldfield district will be opened and operations resumed on the old wage scale, to wit: \$4.00 per day for all ordinary work under dry conditions and all surfacing at \$4.50 per day or sinking and raising; \$5.00 additional to the above scale for all work under wet conditions; \$5.00 per day for all skilled labor. The mine and mill operators agree to pay voluntarily, 50 cents additional per shift to the class of labor heretofore receiving \$4.00 on the mines and mills; this raise to continue in force until such time as a general store, which is to be established jointly by the operators and miners, shall be able to furnish to the community provisions and domestic supplies at a profit of not more than 10 per cent over all costs. Realizing the abnormal conditions existing in Goldfield at the present time, the mine operators hereby further agree to relieve the situation by co-operation with the miners' union in the establishment of a general store, and to this end have already subscribed \$25,000 as an evidence of good faith.

Require Notice from Union "The operators of this district will resume operations only upon advice through the official head of local union No. 220 of the Western Federation of Miners that this proposition has been voted on and carried at a mass meeting of local union No. 220, held at such time and place as makes it possible for a majority of the miners of the district to be present and vote. And it is further agreed that, in the future, in all questions of like import involving the wage scale, due notice (at least ten days) shall be given the operators before final action is taken by the union, and that in case of a proposed shutdown on the part of the operators like notice shall be given. To facilitate communication, it is further agreed that the operators appoint and preserve a standing committee upon whom such notice may be served. In conclusion the operators ask for acceptance of their propositions, and pledge co-operation in securing relief by the legislature from railroad exactions. They also propose that the miners' union as an organization or as individuals shall own at least 50 per cent of the proposed mercantile establishment. The miners consider the proposition as scarcely in accordance with their demand for a \$5 daily wage schedule, but admit that it is the first practical step toward a compromise.

FAIR WEATHER IS PREDICTED

(Continued from Page One) able stables of this city and was nearly completed with its decorations last night. Tickets Sell Fast

Tickets on sale at the office of the association yesterday morning and the patrons went like hot cakes despite the lowering conditions prevailing in local weather. Everything augurs well for a most successful tournament. Commercial interests in the city will be at a standstill today. Only restaurants, hotels and candy kitchens will keep open to satisfy the demands of the public appetite, but that will be all. Late late evening stores all closed tight and will not be opened till Wednesday morning.

The postoffice will open between the hours of 8 and 10 in the morning and there will be no free delivery. Sports at the Tournament park include several new features. Tentpegging is among the more recently introduced sports in Southern California and was first taken up in the west by Pasadena gentlemen. The sport is derived from the English army, where it is used in training mounted troops. Prof. Maloney and his band of tent peggers will give the exhibition at the park. A burro chariot race will make another novel feature of the tournament.

TO CURE A COLD IN ONE DAY Take Laxative -romo Quinine Tablets. Drugists refund money if it fails to cure. E. W. Grove's signature is on each box. 3c.

CHINESE FAMINE GROWS WORSE AND MILLIONS STARVE

By Associated Press. PEKING, Dec. 31.—Owing to excessive rains and consequent failures of the crop the famine in the north of Anhui province in the east of Honan and in the whole north of Kiangsu is worse than at any time during the last forty years. It is estimated that 4,000,000 persons are starving. Tens of thousands are utterly destitute and wandering over the country. The danger is increased by the activity of the secret societies, as the wanderers are gladly joining them in order to obtain rice. About 50,000 refugees have reached the vicinity of Nanking in a pitiable condition. The authorities are unable to cope with the situation.

CASSATT'S BODY IS LAID TO REST

With Simple Church Services Remains of Great Railroad President Are Buried At Bryn Mawr

By Associated Press. PHILADELPHIA, Dec. 31.—With services as simple as the rites of the Protestant Episcopal church would permit the remains of Alexander J. Cassatt, president of the Pennsylvania Railroad company, were today laid to rest in the graveyard of the suburban Church of the Redeemer at Bryn Mawr. The services were conducted by Rev. Dr. W. C. Richardson, rector of St. James church. The remains were taken to Bryn Mawr, a drive of ten miles. The services at the grave were conducted by the Rev. Dr. James Houghton.

WRECK TRAIN TO SECURE COAL

Farmers and Operator Said to Have Tampered with Block Signal, and Engineer is Killed in Disaster Which Follows

By Associated Press. SALT LAKE, Utah, Dec. 31.—Five farmers and a youthful telegraph operator are under arrest at Peterson, Utah, pending further investigation of the wrecking of an Oregon Short Line freight train there on Saturday, according to information received here today at the general offices of the railroad company. In the wreck Engineer J. A. Feeley was killed and his fireman and a brakeman were severely scalded. The farmers are alleged to have tampered with the block signals and the switch, their alleged object being to see whether they could not throw the signals and stop a coal train. The freight train which was wrecked was closely followed by the westbound California express, which probably would have met with serious disaster had the freight train not preceded it.

WORKMAN GROUND TO DEATH UNDER TRAIN

By Associated Press. OAKLAND, Dec. 31.—While working among the cars in the West Oakland railroad yards of the Southern Pacific last night Peter Contreau, aged 35 years, and F. Davies met tragic deaths by being ground under the wheels of cars which were being switched about the yards. The bodies were discovered this morning.

Ranch Hand Shoots Himself

By Associated Press. STOCKTON, Cal., Dec. 31.—Joe Bruno, a ranch hand, killed himself at his home just outside of town this afternoon with a shotgun fired with suicidal intent. The deceased was about 31 years old and had frequently threatened suicide. He had been ill and despondent for some time. He leaves a mother here and a sister in Modesto.

Actress-Countess Dies

By Associated Press. LONDON, Dec. 31.—The Countess of Clanclarty, who was at one time well known on the stage as Belle Bliton, died this evening at her residence at Garbally park, county Galway, Ireland.

POLICE ARREST HIGH OFFICIALS

TRAITOR EXPOSES CONNECTION WITH TERRORISTS

Leaders of Russian Revolution in the Army and Navy Discovered and Captured—List of Doomed Officers Found

By Associated Press. ST. PETERSBURG, Dec. 31.—Acting on information furnished to the police by a traitor during the last few days the police captured over a hundred leaders and members of the St. Petersburg military organization of the Social Democrats who were carrying on an anarchistic propaganda among the army and navy. Among those taken into custody was the editor of a secretly published paper entitled "The Barracks," and twenty-five soldiers and several women. The police also arrested many members of an important group of terrorists, social revolutionists and captured, according to reports, a list of twenty-seven high officials who have been sentenced to death. Finally, it is asserted, the police accidentally obtained information which frustrated a plot to blow up a number of persons at a conference which was to be held in the future.

Many Arrests Reported

The recent arrests of members of the military organization which was responsible for the Sveaborg and Cronstadt outbreaks and the mutinies on board warships of the Baltic squadron in August have been reported from various places in the interior, notably at Moscow, to which city the central committee was transferred after the police had twice broken up the headquarters at Vilna. Six officers, including Col. Klopoff, who had distinguished themselves in their respective services, were captured while holding a conference at Moscow. Lieut. Emel Jonoff, who was executed at Sveaborg fortress in August for participation in the mutiny, also was a member of this organization. The propaganda in the army and navy is now the chief work of the so-called majority faction of the Social Democrats, which has forewarned and has adopted resolutions in favor of purely political activity, as in Germany. The two factions are now virtually independent.

AMUSEMENTS BELASCO THEATER

Special New Year's Matinee Today

THE BELASCO THEATER STOCK COMPANY PRESENTS JOSEPH JEFFERSON'S OWN VERSION OF THE WORLD FAMOUS PLAY.

Rip Van Winkle

A crowded house last night enthusiastically applauded the fine work of George W. Barnum as Rip and his clever Belasco associates.

Rip Van Winkle is going to pack the Belasco every night this week. You must not lose this great opportunity to see this extraordinarily fine performance. Regular Belasco prices: Nights 25c to 75c. MATINEE TODAY, Thursday and Saturday, 25c to 50c.

NEXT WEEK — James A. Herne's Grand American Comedy Drama, SHORE ACRES. Seats on sale for this big winner.

MOROSCO'S BURBANK THEATER

Sold out again last night despite the weather. Tonight

The Judge and the Jury

Nuff Said

Next week—DOROTHY VERNON OF HADDON HALL.

ORPHEUM THEATER

Modern Vaudeville

John Hyams & Lella Melatyre, Claude & Fanny Usher, Katherine Nugent, Miss Dalrin, Chas. Serra, 3 Leightons, Orpheum Motion Pictures, Julius Steger & Company. Matinees daily except Monday. Evenings, 10c, 25c, 50c and 75c.

GRAND OPERA HOUSE

The Family Theater

BUSTER BROWN

BUSTER—TIGER—FUN—GIRLS—MUSIC

THE AUDITORIUM

The Ferris Stock Company and Miss Florence Stone

GRAUSTARK

OR LOVE BEHIND THE THRONE.

MASON OPERA HOUSE

OLGA NETHERSOLE

Tournament of Roses

At Pasadena New Year's Day, Tuesday, Jan. 1

Four Extra Ticket Prices Will Be Opened in Los Angeles for the Accommodation of the Public

Get Your Pasadena Tickets

At the big Central Station, Sixth and Main streets, or from authorized agents located as shown by signs—at the following prominent corners on the line of the cars:

F. T. BLAKESLEY, N. E. corner 7th and Main streets. JUENGER'S DRUG STORE, 266 - Main street. MAX ROTH, S. E. corner First and Main streets. F. W. TURNER, N. E. corner 1st and Los Angeles streets.

On Jan. 1 Mt. Lowe Cars Will Run from Pasadena

Leaving there at 8:50, 9:50, 1:50 a. m. and 4:20 p. m. On this date all Slauison Junction running through to Pasadena via Main line will turn at Sixth and Main streets, turning through Terminal, Sixth and Main and Slauison Junction South.

The Pacific Electric R'y

Try a Horse

AMUSEMENTS CHUTES PARK

Los Angeles County Fair Opens New Year's Day

Free vaudeville afternoon and evening. Free rides on chutes, miniature railway and merry-go-round, free skating, free zoo, free aviary and aquarium. VALUABLE PRIZES—VALUABLE PRIZES will be distributed by Prof. Russell whilst making his daring Balloon Ascension and Parachute Jump. Extraordinary High Wire Feats, Wild West Show, Poultry Show all this week. Innumerable other attractions scattered throughout grounds.

SCOT PARK

Races! Races! Races!

The Fourth Season

Six Good Races Every Week Day

Stakes Every Saturday

The best class of horses that ever visited the coast. A high-class sport for high-class people. Admission \$1.00. First race at 1:40.