

News of the Courts

JUDGE RULES MILLS SING MUST STAND HIS TRIAL

Court of Appeals Upholds Constitutionality of the Juvenile Tribunal Law

Mills Sing, who sought to test the constitutionality of the juvenile court act, will have to stand trial. The district court of appeals, in an opinion given yesterday, declared that the act, which was drawn by Judge Wilbur, is constitutional.

Sing was charged with contributing to the delinquency of a minor, a ward of the court. His defense was that a superior judge had not the power to act as a committing magistrate or sit in misdemeanor cases under the juvenile court act.

The court of appeals held that "the constitution confers upon the superior court jurisdiction in all misdemeanor cases not otherwise provided by law."

Another case to test the law's constitutionality has been set for Tuesday. Anna Petrova, Ventura, mother of Grace and Catherine Moureaux, has applied in the superior court for a writ of habeas corpus for the release of her daughters, who were sent to the Home of the Good Shepherd by Judge Crow of Santa Barbara, sitting as a judge of the juvenile court. The case has been assigned to Judge Wilbur's department and the announcement was made yesterday that the validity of the law would be attacked.

The mother asserts her daughters were sent away without proper notice being served on her, and that they were placed in a Catholic institution, contrary to her wishes.

CLAIMS GROUNDS OF WIFE NOT SUFFICIENT

E. P. Walton Has Divorce Case Reopened

Claiming that there is no court record of any conviction for a felony against him, Eugene P. Walton appeared before Judge Hutton yesterday and secured an order setting aside the divorce procured on those grounds by his wife, Grace Walton, but a week before.

"I technically pleaded guilty to a charge of forgery," but I never served a minute, and later I was called before Judge Bordwell and permitted to change my plea, and the charge was dismissed.

"Then the entire record was not presented in the case?" asked Judge Hutton.

Walton's attorney stated that it seemed not. The record, however, was not in court, and the hearing was continued until such a time as the wife could again appear.

The divorce was granted Friday, July 1, on the evidence of a conviction. This legally is sufficient grounds for a divorce, except where the prisoner is placed on probation. In that case, at the completion of the term, the prisoner is permitted to enter a plea of not guilty and have his record made clear. Walton says he was placed on probation, but that the order was changed after less than one year and a half had elapsed.

STARTS \$1000 ACTION AGAINST OIL COMPANY

Charges Stock Was Sold from Syndicate's Treasury

Another suit against officers of the Los Angeles-Coalinga Oil syndicate was begun yesterday when W. T. Smith filed an action for the recovery of \$1000 from W. C. Elderton, president of the syndicate.

After the directors had withdrawn the stock from the market November 1 of last year, according to the complaint, the president approached Smith with the suggestion that they each buy half of 1000 shares owned by one Dunn, at the rate of \$2 a share. This, Smith claims, was held out to him as a low offer, and he took it, paying \$1000 for 500 shares.

Since that time, he states, he has learned that the stock was issued out of the treasury of the company for \$1 a share, made payable to Dunn, who endorsed it to the plaintiff, and who also accepted the plaintiff's money and passed it on to Elderton. As soon as he learned of the alleged deception Smith says he asked a rescission of the contract, which was denied.

SUE FOR DIVISION OF THE \$1,000,000 KEATING ESTATE

Edward Keating and three of his brothers and sisters, in an action filed yesterday in the superior court, ask the partition of the \$1,000,000 estate of their father, the late Andrew J. Keating, of Santa Monica. This, it is expected, will settle the division of the long fought estate.

A. W. Keating and Henry Keating, two of the children, are made defendants, as are also several creditors of the estate. Edward and Alfred Keating, Edwin Keating, Fortmann and Helen Keating Johnston, together with a number of attorneys who have claims against the estate, are made plaintiffs.

CONFESSED BURGLAR GETS TERM AT SAN QUENTIN

Melvin Hager, confessed burglar, was sentenced yesterday by Judge Davis to three and one-half years in San Quentin prison on two charges, both concerning burglaries in Glendale.

The application of H. F. Campbell, former bank clerk in the Merchants Banking and Trust company, for probation was continued till July 15 for hearing. He has confessed embezzling over \$1000.

CHARGE GERMAN WITH PASSING SPURIOUS CHECK

A. V. Dankberg, who is said to be a retired officer of the German army, was arrested last night by Detectives Boyd and Carroll and lodged in the city jail on a charge of passing worthless checks. The charge was preferred against Dankberg by Max Kilst, who alleges that the supposed former German officer defrauded him out of \$10 by means of a spurious check.

GEORGE BETTINGER, WHO SPOKE BEFORE CITY CLUB YESTERDAY



JUDGE HUTTON GRANTS TWO DIVORCE DECREES

Frances Brosius was given a decree of divorce from Carl Brosius by Judge Hutton yesterday for desertion. A similar order was given Evangeline White from Sidney D. White for failure to support.

The annulment asked by Mary Wilson of her marriage with Frank Wilson was continued for further hearing. The husband appeared in court and stated it was true he had married before being finally divorced from his first wife, but that he had done so unintentionally.

His former wife, Bessie D. Wilson, from whom he had separated, informed him she was divorced, and believing she had obtained a final decree, he went ahead. This final decree, he stated, has since been procured.

The plaintiff's attorney disagreed with this statement, and further time was allowed to present the facts.

ASKS \$100,000 FROM OIL CO. FOR HUSBAND'S DEATH

One hundred thousand dollars damages for the death of her husband is asked in a suit filed yesterday in the superior court by Audria L. Rader against the Chansior-Camfield Midway Oil company.

On April 29 of this year, she states, Grover C. Rader died at the age of 22 from injuries received from a falling oil derrick, where he was employed, on August 10 last.

The accident, it is claimed, was due entirely to the company's negligence, Rader not being connected with the construction work at all.

DECLARES FATHER INSANE; PROTESTS AGAINST WILL

Claiming her father was blind, insane and incompetent mentally and that he never did sign the will, Mrs. Flora E. Newman, daughter of C. P. Teague of San Dimas, who died March 24, yesterday began suit to vacate the court's order admitting the will to probate.

The estate amounts to over \$50,000, and the daughter was cut off with but \$2000. She asks that instead of her three brothers being appointed executors, the estate be placed in the hands of an administrator.

CONGREGATION ASKS FOR CHANGE IN NAME AND PLACE

Permission to change both their name and church building is asked of the superior court in a petition filed yesterday by the Harmony Methodist Episcopal church. The new name desired is the "South Main Street Methodist Episcopal church," and the petitioners state they wish to accept an offer from L. E. Brockman to sell their two lots and building in Park place for \$4500 in order to build a larger and better building.

REPORT SHOWS BIG GAIN IN ELECTRICAL WIRING

City Electrician Files Statement for Last Fiscal Year

For the fiscal year just closed there has been an increase of 32 per cent in the number of permits for electric wiring issued over the total number issued for the fiscal year 1908-1909 according to the report of R. H. Manahan, city electrician, filed yesterday with the city clerk. The percentage of gain over the issuances of the year 1907-1908, estimated last July, was seventeen.

This year there were 14,782 permits to install electric wiring given, while for the preceding twelve months the total number stood at 11,197.

The city electrician states that since the acquisition of districts through consolidation he now has a territory of a hundred square miles to cover, and intimates that more assistant electricians are needed in his department. He especially calls attention to the necessity of a rigid theater and moving picture theater inspection.

That the danger of fire through defective wiring or overcharged wires be eliminated, Manahan recommends that the city require that all wiring within the fire limits be conducted through metal conduits.

There are 6.8 miles of ornamental street lights now in operation in Los Angeles, and at the completion of proposed electricians the total mileage will be sixteen. During the year 22 arc lamps were installed, making a total of 2804 now burning in the city. He estimates that 400 additional lights will be necessary to effect proper illumination since the accession of outlying territory.

The city paid a lighting bill of \$216,653 for its arc lamps, while the total bill, including the charge for the Main and Hill street electricians, amounts to \$238,547.76.

\$2,500,000 IN PAVING

It has been estimated by the street assessment bureau that the total amount for paving during the fiscal year 1909-1910 amounts to about \$2,500,000. This shows an increase of 25 per cent over the total street assessment of the preceding year.

Municipal Affairs

ABOLISH HOUSING COURT, SAYS HIGH SCHOOL MISS

Fair Speaker Wins Plaudits of City Club Members by Sound Logic.

"If the people only knew what \$1 down and \$1 a week meant in acquiring a home, they would cease to laugh at certain residents of Watts who are trying to better their condition in life by getting away from the open house influences and purchasing a home that they may call their own," said Miss Marie Clark, a graduate of the Los Angeles Polytechnic high school of the class of 1910, who addressed the City club at its luncheon at the Westminster hotel yesterday. George Bettinger, a co-graduate, addressed the club on "Playgrounds and Their Mission."

Miss Clark strongly advocated the abolition of housing courts, where are congregated a great mass of aliens, who, unless a movement to lead them to the purchase of a home is inaugurated, are content, she said, to rear their children among unfavorable surroundings—a condition which breeds poor citizens.

"The housing commission considers that Los Angeles has too many housing courts," continued Miss Clark, "and is gradually working toward the elimination of what it considers an evil. Under the favorable conditions of the ownership of a home men, women and children improve and become valuable additions to the community."

"The possession of a home makes a man look up to the brighter things of life, makes him abstain from the street, that his home may be improved with the money saved through temperate habits; makes him love his family, his city, his country and his God," said President Finlayson of the City club warmly congratulating the speaker on her handling of the subject, saying: "We of the present generation should be satisfied to know that the destinies of our country are safe when we look on Miss Clark as a type of the coming generation."

"ADVOCATES MORE PLAYGROUNDS" "Plato," said George Bettinger, in his speech on "Playgrounds and Their Mission," "understood the necessity of children being permitted to play under proper conditions. He recognized that the play of children has the mightiest influence on the character and maintenance of the law when these same children reached man's estate."

"The establishment of playgrounds tends to keep children off the streets, where they are apt to come in contact with bad influences. Playgrounds aid in the preservation of order. As an example, there is a certain quarter of Los Angeles in which, prior to the opening of playgrounds in this city, additional police protection was given as soon as school vacations commenced."

"On the year of the opening of the first playground in Los Angeles extra police were sent to this quarter, and for the want of action nearly died of ennui. The bad boy playground was over at the playground, being molded into what will later be a good citizen."

"Ten years after the opening of the Panama canal, Los Angeles will have a population of 1,000,000. This influx will bring hundreds and hundreds of aliens, who, on feeling the uplifting of the oppression under which they lived in their native land, will run to license. The playground will be a corrective of the idea of license, for, through the child, the man may be reached, and with the training of the public school the alien child will develop into a good citizen."

"We need more playgrounds and vacation grounds in Los Angeles, and now is the time to begin to establish them. Every school community should have a playground. Robert Louis Stevenson says of play: Happy hearts and happy faces. Happy play in grassy places; That was how in ancient ages Children grew to kings and ages."

"Happy hearts and happy faces. Happy play in grassy places; That was how in ancient ages Children grew to kings and ages."

PAYS FINE WITH PENNIES; IS FORCED TO ROLL THEM

SHARON, Pa., July 9.—Daniel Lee, proprietor of a barber shop, was fined \$10 for a minor offense and employed his pennies to pay the fine with 1000 pennies. As he dumped them on the bench the justice reminded him that so many pennies were not legal tender and ordered Lee to roll them in packages and to pay the fine with the barber about two hours in a hot, stuffy courtroom to comply with the court's decree.

KEEL OF BIG ARGENTINE BATTLESHIP IS PLACED

PHILADELPHIA, July 9.—The keel of the big battleship Moreno, to be built for the Argentine Republic by the New York Ship Building company at its yard in which it was laid today in the presence of several officials of the South American country. The battleship will be of immense size and is one of two sister ships being built for Argentina.

T. R. WILL SPEAK

CHEYENNE, Wyo., July 9.—Theodore Roosevelt has consented, through Senator Warren, to make an address here August 27, during the frontier celebration. The committee will provide a special stand from which the former president will face the grandstand.

TO MEET IN DENVER

WASHINGTON, July 9.—Announcement was made here today by Mrs. Ida Callaway, president general of the National auxiliary to the United Spanish War Veterans, that the seventh annual convention of that body will be held in Denver September 6 to 8, next.

HUGHES ACCEPTS

ALBANY, N. Y., July 9.—The following statement was given out at the executive mansion tonight: "Governor Hughes has received an invitation from Colonel Roosevelt to spend Tuesday evening at Oyster Bay as his guest and has accepted."

WANTS TO RETURN FORGER

SACRAMENTO, July 9.—A requisition was issued at the governor's office by the governor of Massachusetts for the return from New Bedford to Oakland of Antonio Morri, who is wanted on a charge of forging a check for \$300 on an Oakland bank.

AND YET WE WONDER

Fuddy.—The name Smith dates away back. I understand. Can you tell me when it was first used? Duddy.—No, probably its origin is Smithical.—Boston Transcript.

Furniture Specials advertisement for Mackie-Foley Co. featuring various furniture items like Rattan Rockers, Old Hickory Rockers, Golden Oak Chiffonier, Ladies' Desks, and a Child's Crib, with prices and 'Generous Credit' offers.

CHICAGO MAN VICTIM OF A SICILIAN FEUD

Murderer Fires Five Bullets and Then Escapes

CHICAGO, July 9.—A tragedy, explainable only on the theory of an old Sicilian feud, was enacted here today. Leonardo Belachia was slain by a man who suddenly approached while Belachia was talking to a third person in front of the Belachia home.

LEADER OF MAYBRAY GANG OF SWINDLERS IS DEAD

SAN FRANCISCO, July 9.—Russell D. Harriman, reputed leader of the Maybray gang of race track and prize fight swindlers, died last night at the Oakland hospital, where he was operated on several days ago for cancer of the stomach.

REPORTS NEW GOLD FIELD IN BRITISH NEW GUINEA

WASHINGTON, July 9.—Consul General James T. Dubois of Singapore has reported to this government the discovery of a new alluvial gold field in British New Guinea.

CRUSHED, MINER DEAD

EL PASO, Tex., July 9.—Richard J. Baker, general superintendent of the Guanajuato Mining and Development company, was reported fatally while inspecting the company's plant at Guanajuato, Mex., last night and died early today, according to advices received here by his family.

KILLED ON FIRST JOB

PITTSBURGH, July 9.—Having found his El Dorado, John P. Estaka, a Slav, today went to work in the Homestead steel mills yesterday, his first job in America. A few hours later a pile of heavy steel plates crushed his life out. He leaves a widow and three children in Europe.

CREW OF 13 SAVED AS SCHOONER GOES ASHORE

SAN FRANCISCO, July 9.—Losing her bearings in a heavy fog early today the four-masted schooner Annie E. Smale went ashore at Point Reyes, thirty miles north of San Francisco. The vessel, loaded with 1500 tons of coal from New Castle, Australia, will be a total loss. Captain J. E. Anderson and his crew of thirteen were picked up for this port.

DUTCH READY FOR AN UPRISING IN JAVA

VICTORIA, B. C., July 9.—An uprising of the natives is considered imminent in Java, and steps are being taken by the Dutch to guard against trouble, according to advices received here today. Agitators worked on the superstitious fears of the Javanese, persuading them that the coming of Halley's comet was a sign that they were to liberate themselves from Dutch rule and set up a kingdom of their own. At last reports the uneasiness among the natives was increasing.

TRIBESMEN WIPE OUT GANG OF MORO PIRATES

VICTORIA, B. C., July 9.—From Manila the steamer Bellerophon brought news of the capture and wiping out of the Moro pirates who recently killed three Dutch traders and looted a trading town in the Toli Toli Celebes group. Hadji Alsud, the leader, was killed by his own people on the island of Manuacana, where he had taken refuge when Governor Reed and a party of the Philippine constabulary went in pursuit of the pirates. Governor Reed captured eleven members of the band and he authorized the head man of Toli Toli to capture or kill the leader. The head man took the field and four days later came back with the head of the pirate chief and claimed his reward.

TOTAL CORPORATION TAX RECEIPTS ARE \$24,043,500

WASHINGTON, July 9.—The total receipts from the corporation tax, as announced at the treasury department today, aggregated \$24,043,500, while the total assessments were \$27,400,000. Under the law a penalty will be applied to all corporations which may be delinquent on the tenth instant. Officials generally, however, expect that practically all of the tax will be paid in time to avoid the penalty.

WOMAN WHO BETRAYED ARMY SECRETS SENTENCED

LEIPSIK, Saxony, July 9.—Charged with delivering German military and naval secrets to the French government, Anna Zariemga was sentenced today to six years in jail. Accused of similar offense, Albert Lueck and Aloys Weiskopf each received a sentence of four years' imprisonment, and Karl Lusek was given two years in jail.

WIFE OF TAFT'S SECRETARY OPERATED ON AT BEVERLY

BEVERLY, Mass., July 9.—Mrs. Chas. D. Norton, wife of the secretary to the president, was operated on today for appendicitis at the Beverly hospital. The operation is said to have been successful.

AMERICAN SURETIES FIRM IN EUROPE, SAYS BANKER

NEW YORK, July 9.—Bayard Dominick and Henry W. Cannon, both prominent local bankers, returned from Liverpool yesterday on the Mauretania with pleasant news regarding the feeling abroad concerning America's business future. Dominick said that no diminution of confidence in American securities. The foreign bankers, he said, had no fear of ill effects arising from any interference of the interstate commerce commission with the American railroads.

MAN'S BREAST PIERCED WHEN BIG SAW BREAKS

BAKERSFIELD, July 9.—Helmer Gaemre was instantly killed at Bellevue ranch today when a three-foot circular saw broke, hurling a large piece through his right breast and coming out at his back. He had been sawing willow wood, but was told not to work today because the saw was cracked. His wife found the body.

CONFERENCE IS POSTPONED

WASHINGTON, July 9.—Postponement from today until next Tuesday of the opening of the fourth Pan-American conference at Buenos Ayres was announced to the state department today in a dispatch from Henry White, chairman of the American delegation. The delegation had just arrived at Buenos Ayres.