

RAGING NEAR FELTON.

Big Lime Kilns in the Path of the Forest Fires.

CATTLE IN THE FLAMES.

One Large Herd on the Cowell Ranch Cut off From Escape.

POWDER WORKS ARE SAFE.

The Conflagration Has Spent Its Force in the Vicinity of Santa Cruz.

SANTA CRUZ, CAL., Sept. 23.—The forest fire which has been raging in this vicinity for the past three days is somewhat subdued, although large forces of men are still at work in different localities fighting the flames.

The fire is still raging in the vicinity of Felton and is spreading over the lands of the Holmes Limekiln Company, burning much of the virgin timber and the cordwood and also endangering the Holmes and the N. Y. L. kilns.

The Big Tree road is now passable, the bowlders and logs having been removed by the workmen, and the road is open for traffic.

The 145 P. M. narrow-gauge train was delayed twenty minutes to-day between Felton Junction and tunnel 6 on account of a huge burning log which rolled across the track and set fire to the cribbing, but the cribbing was soon replaced by the section men of the road.

The powder-mills, which were at one time thought to be in danger, are now safe, the fire in that vicinity having burned completely out.

The fire is still burning at a great rate near the city reservoirs, Cave Gulch and Wilders Gulch. A man owning a chicken ranch near Cave Gulch lost 300 chickens, which were roasted in the flames. A large band of cattle on the Cowell ranch were surrounded by the fire, and unable to escape. The poor animals perished in the flames.

D. D. Wilder, who owns a large dairy, one of the finest on the coast, was in town this afternoon and feared the fire would work its way down the canyon and burn the fine dairy-houses.

The Empire Grade road, which is one of the most frequently traveled roads as well as of the most beautiful scenery, is impassable, and is literally covered with rabbits and rats, which were driven from the forests by the fires.

The loss from this fire cannot be estimated, but it will reach well into the thousands.

LOS ANGELES, CAL., Sept. 23.—A disastrous fire has been sweeping across the plains in the vicinity of Calabasas, licking up everything in its path and leaving black ruin in its wake. It was started last Saturday afternoon by Robert Elliott, foreman of the Lankershim ranch; in order to burn off the brush on the ranch.

At last accounts they had destroyed Farge's sheep corral and burned Mr. Alt's house. All Calabasas turned out to fight the flames, but from latest accounts they are still raging fiercely.

ADVENTISTS IN CAMP.

Annual Conference Held on a Tent at Santa Cruz.

SANTA CRUZ, CAL., Sept. 23.—The Advent Christian people from all over the State have gathered in this city for their annual camp-meeting and conference. They have selected a beautiful spot in a grove of maple trees on the banks of the San Lorenzo River.

Here they have pitched their tents and for the past week have been enjoying camp life. Many of the people in attendance live on the grounds, taking their meals at the restaurants conducted in large tents. The meetings held in an immense canvas tent, which is provided with comfortable chairs. The services throughout have been very interesting and earnest sermons have been preached on the peculiar doctrines of this sect—the early coming of Christ and the setting up of his kingdom in this earth, the annihilation of the wicked and the sleep of the dead until the resurrection day.

Elder Meeker preached at 10:30 o'clock, his subject being "The Purifying Hope." Elder W. R. Young of Oakland, editor of Messiah's Advocate, preached this afternoon. The young people's meeting was held in the church this evening, followed by a sermon by Elder I. N. Archibald. The conference will commence Wednesday night.

Among the ministers present are: Elders E. Brown, Santa Cruz; Thomas Lawson, Santa Clara; H. F. Bowman, San Francisco; I. N. Archibald, Colton; T. H. Orange, Tustin; P. G. McIver, Napa; Dr. H. E. Jarpenter, San Jose; W. R. Young, Oakland; G. W. Schuyler, Boston; J. P. Porter, traveling evangelist; J. P. McCargar, singing evangelist; George Keeler, Potter Valley.

McCabe's Claim Refused.

SANTA CRUZ, CAL., Sept. 23.—The board of Supervisors has been in session to-day. The foundation for the new courthouse having been completed Contractor McCabe applied for the contract price of the foundation—\$2500—but as the part on which one of the vaults will rest was not according to specifications, payment was refused until the specifications are complied with.

ST. HELENA'S HIGH SCHOOL.

Spended Despite a Failure to Appropriate Money for Its Support.

ST. HELENA, CAL., Sept. 23.—The Union High School of St. Helena opened its morning with thirty pupils in attendance, notwithstanding the refusal of the Supervisors to levy a tax for the school's support.

Six weeks ago thirteen districts united and by a vote of 5 to 1 decided in favor of a high school, but because of an informal election in the election petition in one of the districts the Supervisors declared the election illegal and declined to include the election of the Trustees for the support of the school in the tax levy. The High School district had already been formed, however, principal engaged and a large number of pupils signified their desire to attend the school, and within twenty-four hours after it was known that the board would not levy a tax a sufficient sum had been raised by subscription for desks and apparatus and a charge of \$4 per month is made for tuition, and provision is made for free admission of pupils unable to pay, so that a child in the district will be barred from attendance.

The citizens of the town have been thoroughly aroused on this subject, and propose to not only maintain the school

REDWOOD CITY LITIGATION.

Queer Defense of a Man Sued for a Doctor's Bill.

REDWOOD CITY, CAL., Sept. 23.—Attorney Ben Morgan raised a peculiar point in an appeal case just decided by Judge Buck in the suit of Lathrop vs. Fitzgerald. Lathrop sued for \$165 for professional services rendered as physician where the patient, who was the wife of defendant in this action, died. Judgment for plaintiff was allowed in the lower court, but the case was appealed to the Superior Court.

Ben Morgan, attorney for defendant, argued that the hope was held out to Fitzgerald by Lathrop that he could save the patient's life, while he knew that her condition was critical. In other words, he had contracted to perform a service that he was unable to fulfill, and was therefore not entitled to recover the sum demanded. Judge Buck decided in favor of the physician.

MISSING FROM PENDER HARBOR.

Fears for the Safety of Four Young Men Who Left in a Rowboat.

VANCOUVER, B. C., Sept. 23.—Four young men—A. E. Suckling, Seymour Richardson, A. Holmes and J. Craig—left in a small boat for Pender Harbor ten days ago, intending to return in three days. They have not yet returned, and considerable anxiety is felt by their friends for their safety, as the weather has been very stormy since they left.

THE CAPITAL REPUBLICANS

J. W. Wilson Nominated for Mayor on the First Ballot.

Unanimous Selection of City Attorney Brown to Succeed Himself.

SACRAMENTO, CAL., Sept. 23.—The Republican City Convention, which convened this evening in Turner Hall for the purpose of nominating delegates for the various city offices, was the scene of considerable excitement and some personal recrimination between the chairmen, Senator E. C. Hart, and his brother, ex-Attorney-General A. L. Hart, who each accused the other of a decided leaning toward Democracy.

After a vivid expose of the powers of the English language, during the part of both speakers, Lincoln White obtained the floor and placed in nomination for Mayor J. W. Wilson, ex-Railroad Commissioner Beckman was placed in nomination, and J. E. Hart. On the first ballot Wilson obtained 85 votes and was declared the nominee for the office.

J. Frank Brown, the incumbent, received the nomination for City Attorney by acclamation, which is conceded by all to be a victory in the interest of a clean administration.

The young man has held the office for two years and has proved himself the possessor of an unimpeachable character and to be absolutely fearless in the prosecution of the duties of his office. Friend and foe were alike to him in the discharge of those duties.

Charles Robertson received the nomination for City Collector, J. D. Young, Auditor, and James M. Porter, Treasurer. For Trustees, Second Ward, William Benning, Fourth, H. G. Melvin; Sixth, William Lowell, and Eighth, J. A. Roblin. For the Board of Public Works, W. H. Sherburn, Third, J. H. Dolan, Fifth, W. B. Baker; Seventh, M. J. Dillman, and Ninth, P. S. Driver.

The Democrats, who have been awaiting the outcome of the Republican convention, will hold their primaries this week, and it is fully believed will nominate Mayor B. U. Steinman, to succeed himself.

PORTLAND'S WIFE-POISONER.

Ellsworth's Case to Be Appealed to the Supreme Court.

PORTLAND, OR., Sept. 23.—W. E. Ellsworth, the alleged wife poisoner, found guilty of manslaughter, came before Judge Stephens for sentence this morning. His attorneys, however, asked the Court for ten days in which to move for a new trial, and the time was granted. The case is to be carried to the Supreme Court, but it will probably be several months before its termination is reached.

Ellsworth seems confident of eventually securing his release. He says he is innocent, and complains bitterly of the jury's action in compromising on the verdict of manslaughter.

"I am either guilty or not guilty of murder," he says. "I don't want a compromise verdict, and I instructed my attorneys to work for acquittal only."

Charged With Burglary.

SAN JOSE, CAL., Sept. 23.—William O'Brien was arraigned before Justice Gass this morning on a charge of burglary preferred by John Kehoe, who alleges that on September 6 O'Brien entered the baggage room at the Branch Pacific Hotel and carried off a watch belonging to him. The watch contained wearing apparel and personal effects valued at over \$50. O'Brien pleaded not guilty, and his preliminary examination was set for September 28. Bail was fixed at \$500, in default of which the defendant was sent to jail.

GREAT GREEN-TAG SALE.

Raphael's Big Clothing House Will Endeavor to Reduce Its Stock.

A Novel Departure in Which a Wardrobe Can Be Purchased for Half Its Value.

The Raphael's clothing house proposes to inaugurate what is to be termed a green-tag sale, which promises results beyond those of all their previous great undertakings, for while the sale continues clothing can be purchased for nearly half its actual value.

The object of the sale is to reduce the large stock of goods on hand, which has of late become greater than can be advantageously handled, notwithstanding the immense dimensions of the store, the overstock being due to the unusually heavy buying by the firm for the fall trade.

For the past few days the management has been preparing for the event by having its employees go through the stock and place green tags on overcoats, suits, pants, boys' clothing, etc., indiscriminately wherever a broken line is found, of matter what the selling price of the article, if the line was found broken green tags went on the garments, for Raphael never does things by halves. He was obliged to reduce his stock and decided to adopt a course that could not fail of accomplishing his purpose.

The green tag idea was adopted so that visitors to the store while the sale lasts can go through the stock and wherever they find a garment with a green tag attached which suits them, they may know that the price is \$10 without regard to what it is marked. Thus it will be seen that for that price many an article of clothing worth from \$15 to \$20 can be had. The green tags extend through all the lines of men's and boys' clothing.

The preparations for the event have been as carefully calculated to make Raphael's green-tag sale stand out for a long time in the minds of the people as one of the great sales of the great stores of the City.

LICK'S GREAT GLASS.

History of Crossley's Princely Gift to the Observatory.

SOON TO BE MOUNTED.

The Big Reflector Will Be in Use by the Coming New Year.

FLATTERING TO CALIFORNIA.

Selected as the Home of the Sky-Searcher Because of Its Ideal Climate.

SAN JOSE, CAL., Sept. 23.—The great three-foot reflecting telescope donated to the Lick Observatory by Hon. Edward Crossley, lately member of Parliament for Halifax, England, has arrived at the observatory, but the buildings will not be



HON. EDWARD CROSSLEY. (Reproduced from a photograph.)

finished nor the instruments erected before the first of the year. The announcement of the arrival of the last part made in THE CALL of yesterday has been hailed with joy by scientists and educators.

In the original plans for the Lick Observatory made in 1874 by Professors Newcomb and Holden the purchase of a large reflecting telescope was contemplated, but the funds left by Mr. Lick were inadequate to provide both, and the plan of securing a reflector was abandoned.

Professor Holden, while acting as adviser to the Lick trustees from 1874 to 1888, advocated the purchase of such an instrument, and since he has been director of the observatory the question of completing the equipment by providing a reflector of equal size to the great refractor has occupied his attention. For the last two or three years the need of a great reflector has been seriously felt in certain work at Mount Hamilton.

For some time prior to the gift Professor Holden was corresponding with Mr. Crossley with a view to purchasing the instrument, but it was impossible to purchase it owing to the financial dullness. Finally Mr. Crossley and his astronomer, Mr. Gledhill, came to the conclusion that the climate of England was not clear enough to do the great instrument justice, and Mr. Crossley decided to present it to some observatory that was suitably situated and where it could be used to its fullest advantage. It is a great compliment to the State that Mr. Crossley selected Lick Observatory as the home of his valued instrument, as it is recognition of the fact that the climate of California is ideal for making astronomical observations, as has been shown by the many discoveries made at Mount Hamilton during the past seven years.

The great instrument when set up at Mount Hamilton will be known as the Crossley Reflector, and will be a fitting monument to the memory of a generous Englishman. The reflector was made by A. A. Common of London, and for the splendid photographs made with it Mr. Common received a gold medal from the Royal Astronomical Society. It was then purchased by Mr. Crossley and set up along with other instruments in his private observatory at Halifax, England.

After Mr. Crossley's generous offer was made, Professor Holden set about to raise the \$5000 by subscription necessary to pay the cost of dismounting the reflector and dome, and the more important parts in England, and transporting them to and erecting them at Mount Hamilton. Leading citizens of the State promptly responded, and the necessary funds were raised. When the dome is finished a suitable memorial tablet containing their names will be erected. Among those who subscribed liberally were: Messrs. William Alvord, Fred Crocker, George Crocker, William Crocker, J. B. Crockett, J. V. Coleman, J. A. Donohoe, Mrs. Peter Donahue, John T. Doyle, Charles Goodall, Alvinza Hayward, J. F. Houghton, E. S. Holden, I. W. Hellman, E. W. Hopkins, George R. Lukens, Charles Mayne, Albert Miller, Charles Nelson, Mrs. John Parrott, W. M. Pierson, Captain A. H. Payson, J. B. Randol, Louis Sloss, Levi Strauss and others.

The dome erected to receive the reflector is forty feet in diameter. The dome will be turned by water-power, and it will be necessary to construct two reservoirs and a windmill to furnish the necessary power. The tube of the great reflector is twenty feet in length. The mountings of the telescope are complete, but some alterations will have to be made to fit it to its new altitude.

The great Crossley reflector will be ready for use January 1.

OVERRULED THE DEMURRER.

Decision in the Damage Suit Against Scanlan & O'Rourke Affirmed.

SAN JOSE, CAL., Sept. 23.—Judges Lorigan and Reynolds, sitting in bank, have overruled the demurrer of Scanlan & O'Rourke's attorney in the case of Alice

C. Gally vs. Scanlan & O'Rourke, on appeal from Justice Gass' court.

Alice C. Gally brought suit against Scanlan & O'Rourke for \$200, damages alleged to have been done to an onion patch by cattle belonging to the defendants. The case was tried before City Justice Gass and Alice Gally was awarded \$80 damages. The case was appealed to the Superior Court and Scanlan & O'Rourke's attorney filed a demurrer, in which it was alleged that Justice Gass was a city justice and had no jurisdiction in civil cases outside of the city.

ROBBED HIS BENEFACTOR.

John Heggy Found Guilty of Stealing a Gold Watch.

SAN JOSE, CAL., Sept. 23.—John Heggy, who stole a gold watch and chain from Lorentz Waechter of Mayfield, was tried on a charge of petty larceny in Justice Gass' court this morning and found guilty. He will be sentenced to-morrow. Waechter came to town a few months ago to see the sights, and ran across Heggy. The latter was penniless, and Waechter shared his room with him. When Waechter woke up in the morning his bedfellow was missing, together with Waechter's watch and chain.

LOIS EDWARDS ADOPTED.

Story of Her Father's Tragic Crime Told in Court.

SAN JOSE, CAL., Sept. 23.—Judge Lorigan this morning heard the petition of

George Edwards and his wife for the adoption of his daughter, the four-year-old daughter of H. G. Edwards, who killed his wife and child and then committed suicide in San Francisco last June. The story of the murder and suicide was told in court this morning. Edwards had a wealthy brother in the East, but his wife would not allow him to ask for help; and when on the verge of starvation he ended his life and that of his wife and baby by asphyxiation. Little Lois was found unconscious at the time, but rapidly recovered, and since the tragedy has been in the possession of her father's cousins, the petitioners.

Rev. Eli McClish at Napa.

NAPA, CAL., Sept. 23.—Rev. Eli McClish, D.D., formerly pastor of Grace Methodist Church of San Francisco filled his new charge at this place Sunday. He preached morning and evening to crowded houses. Napa congregation is much pleased with Mr. McClish. He has always been held in high esteem here.

SEARCH FOR A MISSING GIRL.

No Clue to the Whereabouts of Adrienne Pavlides.

LOS ANGELES, CAL., Sept. 23.—The police and detectives are searching everywhere for Adrienne, the 14-year-old daughter of Dr. D. Pavlides of 113 South Flower street, who has been missing from her home since last Monday night. The case is a very mysterious one.

It is generally thought that the girl eloped with a man named E. Rangod. Another party to the affair is Adelaide Le Page, the servant girl employed at the residence of Dr. Pavlides, who also dropped out of sight last Monday night.

At police headquarters they are all at sea. Chief of Detectives Moffatt states that every block and house of questionable repute in this city, as well as several outside towns, has been thoroughly searched for a trace of the missing girl without success. Sheriff Burr, with several deputies, has been scouring the country, but no clue to the runaways have they discovered.

DISSOLVED THE INJUNCTION.

Judge Van Dyke Decides the Street-Paving Case.

LOS ANGELES, CAL., Sept. 23.—Judge Van Dyke late this afternoon decided the Main-street paving case, in which such wide interest is felt, filing quite a long opinion. He directs that the order to show cause why an injunction should not issue be discharged and that the temporary restraining order be dissolved.

The application for an injunction was brought by W. A. Field against Street Superintendent P. A. Howard and the city authorities, to restrain them from entering into a contract with the Union Paving Company for the paving of Main street.

The court holds that the contention that these officers would effect in the city government were not as required by law is not good. In regard to the principal contention by the plaintiff that the bid and bond of the paving company were not properly executed he holds that they are sufficient.

ECONOMY URGED.

Citizens Petition for the Abolishment of Two Offices.

LOS ANGELES, CAL., Sept. 23.—The following communication was filed with the City Clerk this afternoon and later read before the Council. It is from the Citizens' League:

To the Honorable City Council of Los Angeles—GENTLEMEN: We wish to call your attention to the act passed by the last Legislature providing for the abolishment of the offices of city Assessor and City Tax Collector and the performance of their duties by the County Assessor and County Tax Collector respectively.

The law referred to makes such abolishment optional with the Council, and in view of the economy and efficiency which the doing away of these offices would effect in the city government, we respectfully request you to take the action authorized by this law.

We trust that your honorable body will give this matter attention at your earliest convenience, and that you will see fit to give the city the benefit of this much-needed change.

T. D. STIMSON, President.

G. J. GRIFFITH, Secretary.

The matter will be referred to the Finance Committee of the Council.

LOS ANGELES' GAIN.

A New Electric Road to Run to Hollenbeck Park.

FUNDS ARE SUBSCRIBED.

Work on the Railway Is to Be Rushed to Early Completion.

BETTER SERVICE PROMISED.

Pleasure-Seekers Will Be Given a Straight Route to the Beautiful Resort.

LOS ANGELES, CAL., Sept. 23.—Ex-Mayor William H. Workman stated this morning that by the first day of January there would be an electric street-car line, starting from the corner of Fourth and Spring streets, to run through to Hollenbeck Park.

Mr. Workman said that for the present he could not give the names of the capitalists who had taken the enterprise in hand, but added that they would be made public in a short time.

"All the needed capital has been subscribed," said the ex-Mayor with enthusiasm, "and we are going to push the road through to completion."

The main object of this main line of transit would be to give Boyle Heights a better service and also to give citizens and their families a line whereby they can reach beautiful Hollenbeck Park.

Now it can be visited only by a trip on the Boyle Heights cable-car. It is really a charming place at which to while away a few hours. The lake is a great feature, and there is fine boating and fishing.

CONFEDERATE VETERANS.

Organization of an Association of Former Wearers of the Gray.

LOS ANGELES, CAL., Sept. 23.—About 150 ex-Confederate soldiers met this evening in the parlors of the St. Elmo Hotel and perfected a permanent organization of the Confederate Veterans' Association of California.

Informal meetings have been held during the past two weeks, and an active canvass of the surrounding country has shown that there are a large number of Confederate soldiers living in California.

The objects of the association are social and benevolent, and it has in view the building of a home for old, infirm and indigent soldiers, to be erected somewhere in California.

The charter list will be open to all ex-Confederates until the second Monday in November. The initiation is \$13, with monthly dues placed at 25 cents. All Confederate soldiers are requested to send their names to the secretary for enrollment.

This is the first and only organization of the kind on the coast. The officers elected to-night are as follows: President, Colonel J. C. McCabe; vice-president, S. R. Thorpe; recording secretary, Captain J. Anderson; treasurer, J. M. Elliott; financial secretary, Captain W. P. Pansour; physician, Dr. William C. Harrison. The executive and other committees will be appointed at the next meeting.

ARGONAUTED TO SAN JOSE.

Death of Edward Auzeais From Paralysis in Paris.

One of the Sturdy Pioneers Who Helped to Build the Garden City.

SAN JOSE, CAL., Sept. 23.—Intelligence reached this city to-day of the death in Paris on September 7 of Edward Auzeais, a former prominent San Josean and owner of much property here.

Edward Auzeais was born in Normandy, and at the time of his death was 70 years of age. He was one of the great army of sturdy pioneers who came to California during the gold excitement.

Mr. Auzeais was inclined more toward trade than mining, and he accordingly came to San Jose and started a general merchandise store in 1849.

He had been in business but two years when his brother, John L. Auzeais, came to California from Chile and was admitted as partner in the business. The firm was a success from the start, and frequent enlargements of the quarters were necessary.

Their place of business was known as the Mariposa store, located on South Market street between Santa Clara and El Dorado, and was for years the largest general merchandise house in town. It retained that distinction until as late as 1875.

Their turned business soon enabled the brothers to accumulate large fortunes. Edward turned his attention toward building up San Jose and his efforts in that line earned the gratitude of all the residents of this city.

His latest venture was in the hotel line. He erected the Pacific Hotel in 1882, and for three years it was the finest hotel in this section. In 1885 Mr. Auzeais decided to build another hotel, and in carrying out his plans a much finer structure than his first venture resulted. This was the Auzeais House, then considered a magnificent hotel, and for many years it was without a rival.

Auzeais did not stop at erecting two hotels; it was his capriciousness with which several fine business blocks were built. He took a great pride in San Jose, and worked unceasingly for its advancement.

In 1881 he decided to retire from business and carrying out his plans for a year later left California for Paris, in which city he has ever since resided. His death was the result of a stroke of paralysis. He leaves a widow residing in Paris.

The couple had no children, but Mr. Auzeais has many relatives living in this city. He left a large fortune, consisting principally of property holdings in this country and San Francisco.

FALLBROOK APPEAL.

The Case Ready to Go to the Supreme Court.

FLAWS ARE REMEDIED.

All Constitutional Points of the Wright Act Will Be Passed Upon.

TO BE HEARD OCTOBER 21.

Imposing Array of Legal Talent Upon the Side of the Appellant.

CUMMINGS WILL HANG.

Found Guilty of the Murder of T. C. Naramore Near Riverside.

Fruitless Effort of the Defense to Impeach the Testimony of Lopez.

NEW TO-DAY CLOTHING.

San Diego, Cal., Sept. 23.—Arrangements have been perfected for the appeal of the case of Marian King Brady vs. Fallbrook irrigation district to the United States Supreme Court. Judge Ross at Los Angeles on Saturday decided the case according to a former ruling on the case, and notice of appeal being given the judgment roll was prepared and forwarded to the Supreme Court. Word was received that unless an unforeseen contingency arises the case will be heard October 21, at which time the Modesto case will also be heard. The attorneys for the appellant district are John F. Dillon of New York, A. L. Rhodes of San Francisco and Aitken & Smith of this city.

Some days ago Judge George Fuller, president of the Linda Vista district, who is thoroughly posted on the matter, called attention to the fact that owing to a flaw in the Fallbrook district proceedings the question of the constitutionality of the Wright act might not after all be decided by the United States Supreme Court either in the Fall Brook or the Modesto case. But after this matter was mentioned the attorneys for the district made up the record in the final hearing before Judge Ross in such shape that the court on the question of the constitutionality of the Wright act might not after all be decided by the United States Supreme Court either in the Fall Brook or the Modesto case.

Samuel F. Smith, attorney for the district, says the records of the Fallbrook case are in such shape that the Supreme Court cannot avoid ruling upon all constitutional points involved in the Wright act. The plaintiff admits that the district was properly and regularly organized, that the proceedings relative to a levy of assessments and issue of bonds were in all respects in strict accordance with the Wright act, and the claim for relief is based entirely on the ground that the act itself is unconstitutional.

The defense of the district is that the Wright act is unconstitutional, and that the complaint had full and ample hearing in the confirmation proceedings, which were begun by the district on February 22, 1892; in other words, no technical points were imposed by either side and the case will go before the court on the one question as to whether the Wright act provides for a proper hearing, and whether water developed thereunder is for public use.

The defense placed only four witnesses on the stand. These swore that the reputation of Juan Lopez, who turned State's evidence, was not good. Strenuous efforts were made to destroy the effect of the colored story of the crime told by Lopez.

The courtroom was crowded to suffocation with an eager throng, who expected to hear the defendant tell his story of the midnight crime for which he was on trial. Cummings was not put upon the stand, however, and the curious were disappointed.

The murder for which Cummings was convicted was the most brutal ever committed in Southern California. Naramore, a well-known and successful business man, was in the Cummings cabin on a pretext of paying him \$500 when the defendant, his brother and Juan Lopez beat him to death with clubs and a pistol. The murderers, after killing Naramore, took his watch and money, which they buried. Then they reported to the officers that two men had come to the cabin and robbed them, killing Naramore.

The officers, satisfied that the story told by the murderers was untrue, caused the arrest of the three men. Lopez turned State's evidence and told of the horrible butchery in all its details.

LOS ANGELES, CAL., Sept. 23.—A letter was received yesterday by a member of the Oil Exchange from the Beaver Refining Company at Oak Grove, Pa., asking that a sample of Los Angeles oil, obtained at the lowest depths or the highest gravity, be forwarded to them for inspection. The letter was turned over to the Oil Exchange, and it is hoped may lead to results beneficial to the oil-producers of this city.

SAMPLES OF OIL WANTED.

Held for a Hearing.

LOS ANGELES, CAL., Sept. 23.—J. R. Payne, the man who attempted to disembowel one