

STRIKE AT STOCKTON.

Corral Hollow Road and Southern Pacific Clash.

CARRIED INTO A COURT.

Huntington's Counsel Asks for an Injunction Against the Coal Line.

SCHEME TO CHECK BUILDING.

Advantage Taken of a Simple Error on the Part of the Graders.

STOCKTON, CAL., Oct. 14.—The Southern Pacific and the Alameda and San Joaquin Railway Company (the Corral Hollow) have clashed. The Corral Hollow people say it is all a mistake; that some one has mislaid; but the fact remains, nevertheless, that the two companies are now in the Superior Court for a settlement of their troubles.

The issue was declared this afternoon when W. L. Dudley, the local legal representative of the Southern Pacific, filed a petition praying for an injunction against the Corral Hollow Company, to prevent the workmen of the latter from interfering with the right of way and track of the Southern Pacific at a point near French Camp, where the Corral Hollow grade strikes the Southern Pacific line. Hugh Foy, superintendent of construction of the coal road, is named as one of the principal defendants.

The petition recites that the new company is interfering with the rights of way of the Southern Pacific, endangering the movement of trains and taking other liberties not lawful without the existence of a written agreement between defendant and plaintiff corporations. The trouble is reviewed with the usual legal phraseology, and the petition ends by asking that the defendants be required to show cause why a perpetual injunction shall not be issued against them.

Judge James F. Budd heard the matter and issued the usual restraining order, to be in force pending a hearing of the case after the citations are returned. The usual indemnity bond was filed, and all the legal formalities peculiar to the movements of a great corporation have been attended to.

The news of the move is a topic of general discussion here this evening. The complaint was not filed until all of the county offices were ready to close, and even H. E. Barber, the local agent of the Corral Hollow Company, was taken by surprise, refusing to believe the news until he saw the records himself. Most of the attorneys and courthouse habitués, however, and Judge Budd transacted the business in the County Clerk's office. C. I. Jones, the local agent of the Southern Pacific, made affidavit to the allegations in the petition.

There were rumors around town to-day that the Corral Hollow workmen had been ordered off the Southern Pacific right of way near French Camp by Mr. Jones, acting under orders from San Francisco.

"I am on my way to Atlanta," he said, "and met Mr. Manley as he was passing through the city. He is out for a pleasure trip to the coast and incidentally is making a study of the financial question and of the claims of various cities for the convention next year."

"St. Paul would be glad to have the convention, and has every convenience for taking care of the delegates. The climate of the State and the high elevation of the city make it a desirable place in the heated season for the holding of conventions. How much bonus the city would raise for the honor I do not know, but I believe an ordinary sum would not frighten us."

Recent reports of the candidacy of Mr. Merriam for Vice-President, the story is told that his wife is the inspiring cause of his ambition. Mr. Merriam is one of the most beautiful and accomplished women of Minnesota, and her tact and grace when mistress of the Governor's mansion had much to do with her husband's popularity.

It was supposed that this was the end of the incident, and Mr. Jones was apparently satisfied with the assurances of Mr. Barber. That is why Mr. Barber is mad. He feels that a mountain has come from a molehill and that the incident is being used by the Southern Pacific to delay and embarrass the work on the Corral Hollow line.

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A FIN DE SIECLE MONGOL. Ah Poy adopts the civilized method of cheating his creditors.

STOCKTON, CAL., Oct. 14.—Ah Poy, a Chinese farmer residing on Staten Island, has decided to seek that great American institution, the bankruptcy court, for relief from his clamorous creditors. Of these there is a host and their claims aggregate \$560.

Ah Poy's petition in insolvency was filed in his behalf to-day by Nutter & Devries, his attorneys. The petition shows that Ah Poy has been unable to make ends meet on the farm. But the Mongol has the art of getting out of debt down to a fine point.

He owes a Mr. Prouty \$3800 for borrowed money, William McLaughlin \$400 for barley, D. Keef & Co. of San Francisco an \$80 account, Key Bros. \$300 for rent, and Sang Gee \$800 for merchandise. He also owes Chinese laborers to the number of about twenty in sums ranging from \$20 to \$30.

Against his debt of \$3800 he has crops and farming machinery worth \$1161 and personal property exempt from execution about up to the limit.

bers. There will be a secret session of the men in Odd Fellows' Hall for the conferring of patriarchal degrees. The local ladies will give a "evening at home" to the visiting sisters at the parlors of the Commercial Hotel.

The programme for Thursday evening includes a competitive drill for prizes and the conferring of degrees in chivalry at the pavilion. Three cantons will compete in the drill for three prizes. The first prize will be a silver trophy, presented by the Grand Encampment; the second a silver water tankard by the members of three cantons; and the third \$75 in cash.

The decoration of chivalry is pronounced the finest military service in the order. It will be conferred on Major Xavier Meffre of San Francisco by the members of three cantons and the grand general's staff, assisted by four local lodges. The local members of the order have been busy the past week in preparing for these events, and give promise of an interesting and energetic upholding of the reputation of Stockton for hospitality.

VELOCITY OF THE SAN JOAQUIN.

Engineers Making Tests in the Interest of Commerce. STOCKTON, CAL., Oct. 14.—M. A. Nurse, one of the engineers in the employ of the State Board of Public Works, is in the city, together with A. P. Nurse and R. M. Lawson. They are engaged in placing gauges along the San Joaquin River at various points to determine the velocity of the stream during the season of high water.

The party has been slowly working up the river from Black Diamond, making a careful survey to ascertain if measures can be devised to relieve certain sections from overflow, and to determine how the stream can be bettered in the interests of commerce. To-day the party went over to the Mokelumne River to make some surveys and to place a gauge in that stream.

Increasing Saloon License Taxes. STOCKTON, CAL., Oct. 14.—The City Council this evening passed an ordinance placing an additional license on all-night and Sunday saloons. Saloons are also to be confined to the business portion of the city. This is aimed at corner groceries. It is understood that Mayor Bangs will sign the ordinance at once.

MANLEY'S WESTERN TRIPS

Studying Claims of Various Cities for the Republican Convention.

Some Time to Be Devoted to Consideration of Financial Questions. CHICAGO, ILL., Oct. 14.—Chairman Joseph H. Manley of the Republican National Committee, who left New York on October 9 for a trip to the Pacific Coast, stopped here for a few hours yesterday. He said that no call had been issued for a meeting of the National Committee, and would not or some time to come. He met Thomas H. Carter of Montana and William R. Merriam, ex-Governor of Minnesota, at the Auditorium.

A short conference was held, the result of which could not be learned. Mr. Manley left this evening for Omaha. From Omaha he expects to go to Denver, Salt Lake and San Francisco, thence back to New York via Atlanta.

Mr. Merriam talked a little about his presence in Chicago. "An short conference was held, the result of which could not be learned. Mr. Manley left this evening for Omaha. From Omaha he expects to go to Denver, Salt Lake and San Francisco, thence back to New York via Atlanta."

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ODD FELLOWS' GATHERING. Stockton Preparing to Receive the Grand Encampment.

STOCKTON, CAL., Oct. 14.—The Grand Encampment of the California Odd Fellows will convene here to-morrow. An attendance of 600 is expected and the sessions will continue each day this week. W. H. Barnes, the grand scribe, says that the encampment will be better attended than any held in recent years. He bases his opinion upon the number of railroad certificates he has issued to those who have applied for them.

To-night the beautified degree was conferred by the officers of Lebanon Rebekah Lodge No. 41. The work of arrangement and entertainment of the visitors has been well attended to and everything gives promise of a delightful session. On Wednesday morning will be held the election of grand scribe and grand junior warder. No opposition is expected to Mr. Barnes in the former capacity. There may be a number of aspirants for the office of junior warder. Wednesday evening will divide the mem-

TRAGEDY AT SEATTLE.

Deadly Battle Between an Officer and a Desperado.

NEITHER CAN SURVIVE.

A Knife Used With Terrible Effect by a Water-Front Robber.

BROUGHT DOWN BY A BULLET.

Two Men Who Sought to Interfere Receive Dangerous Wounds.

SEATTLE, WASH., Oct. 14.—Policeman John Corbett, who was dubbed "Perpetual Motion John" by Desperado Tom Blanco, is lying at the point of death at Providence Hospital, his body covered with knife wounds. At the same hospital is John O'Connor, alias Conner, a suspected thief, who is dying with a bullet from the officer's revolver in his body. At police headquarters is Banford Bouser, a sailor, with his hands, arms and face horribly slashed. Daniel McNamara, proprietor of the Wanderer saloon at the foot of Washington street, is suffering from a bullet wound in his right arm, which he received there this morning at 5 o'clock, when Officer Corbett attempted to arrest O'Connor on a charge of having robbed Bouser by ripping open his trouser pockets and taking therefrom his money—\$5 in silver and \$5 in gold.

O'Connor is responsible for the wounds of Corbett and Sailor Bouser, and the policeman is responsible for the wounds of the suspected thief and those of the saloon-keeper. Corbett is frightfully cut, having about a dozen wounds. His nose is almost severed from his face, while his breast, arms and legs are slashed in a ghastly manner. O'Connor's fatal wound is in the back, the policeman having shot him as he was trying to escape. Never was a knife wielded in such a short space of time, with such terrible effect. Corbett's face and almost every part of his body, even to his armpits, are tattooed.

Corbett was standing in front of the saloon which is the head resort in this city for sailors, when O'Connor, who is a marine fireman, having fired on the steamer Al-Ki until a few weeks ago, came out of the Brooklyn lodging-house near by and entered the saloon. A few minutes later Bouser came down, approached the officer and said he had just been robbed. He thought the man who did it had just left the lodging-house. Corbett told him to accompany him into the saloon. They went in and Corbett approached O'Connor, who was standing in front of the bar. Then he turned to Bouser and asked: "Is this the man who robbed you?"

Bouser, who was intoxicated, said he did not know to a certainty. O'Connor exhibited about \$60 with the remark: "What would I want with his little money?" Corbett told O'Connor he had better accompany him to headquarters.

"Well, I want to get my clothes behind the bar," remarked O'Connor, and he made a pretense of so doing. He went behind the bar, Corbett following him, fearing that he intended to escape by way of little door which could be reached by passing behind the bar and into a private office. Once behind the bar O'Connor produced a revolver. Corbett saw it in O'Connor's hand and grabbed it. A struggle followed. O'Connor is a heavy, strong man and fought desperately for the weapon. It was a new Colt's 45-caliber and had an extra long barrel. The officer and O'Connor both had a good grip upon it.

Corbett called to McNamara for assistance, and McNamara rushed between the two men and got possession of the weapon. Corbett and O'Connor continued the struggle, the latter all the while making an effort to break away and escape. Corbett drew his big navy revolver and fired. The ball struck McNamara in the right arm, just below the elbow, inflicting a bad wound.

By this time O'Connor had drawn his knife. He slashed Corbett about the face and body, and gave Bouser, who seemed to be trying to assist the officer, a half dozen or more wounds on the wrists and hands. They worked their way three times about the saloon.

O'Connor finally broke away and rushed to the rear of the saloon, circled a table and then made for the door. Corbett, bleeding from his wounds, started after him and grabbed him. A second struggle followed, and the two men fought like demons. At last they got near the front door. It was open. O'Connor, it seems, used his knife effectively every time he came in contact with Corbett.

O'Connor was almost outside the door, when Corbett, who had managed to keep his revolver in his hand, raised it and fired. The bullet caught O'Connor in the back. He fell face downwards, just outside the door. Corbett, though weak, managed to regain his feet.

A half-dozen officers arrived and the wounded men were removed to police headquarters and later to the hospital. Strange to say, the knife which O'Connor used in doing the damage has not been found, and it is said that the police have learned that it was thrown into the bay. A buckhorn-handled knife was found in one of O'Connor's coat pockets, but it was not the one with which the cutting was done.

Notwithstanding that McNamara witnessed the entire trouble, he told the police that at no stage of the fight did he see a knife. A times, however, he could not have been five feet from the struggling men, and all the while it is evident that O'Connor was plunging the blade into Corbett's body.

The police are certain that O'Connor robbed Bouser, and claim that McNamara is trying to protect him. They think he got rid of the knife. Bouser will lose the use of both hands.

Chief Rogers talked to O'Connor and tried to find out something from him. He refused to say a word. Chief Rogers told him that he would likely die and that he had better make some kind of a statement, but he could not be induced to change his mind.

O'Connor was at one time foreman of the Gallagher mines at Denver. There he was known as "Jack" Conners. It was found that the ball had lodged in his backbone, a little above the point of the shoulder, injuring the spinal cord and causing paralysis below the point of the injury. The physicians who examined him say he will linger a week or ten days and then die.

GRANTED AN APPEAL. Craemer, Sentenced for Murder, Given a New Lease of Life. SEATTLE, WASH., Oct. 14.—Henry Craemer, sentenced to be hanged on No-

ember 1 for the alleged murder of Mrs. Philomena Miller and babe, in whose case German-Americans throughout the United States have taken such marked interest, will not be executed upon that date, and possibly not at all. Chief Justice Hoyt of the Supreme Court of the State of Washington to-day granted the condemned man an appeal to the United States Supreme Court.

Craemer wept piteously when informed of the turn in his favor, and spoke in terms of love and gratitude for his countrymen and all others who have interested themselves in his case.

SANTA YNEZ COLONISTS.

One Hundred Families to Settle on the College Rancho. SANTA BARBARA, CAL., Oct. 14.—The 100 Iowa families who have organized a colony and have been granted some time to examine lands in Santa Barbara County with a view to settlement have decided to take a portion of the College rancho in the upper Santa Ynez Valley, and a trade for 5000 acres on the point of consummation.

The College rancho was formerly the property of the De la Cuestas, but is now divided between this old Castilian family, the Catholic Church and a local company. It covers some forty or fifty thousand acres of rich land, well watered, lying between the San Rafael Mountains on the one side and the Santa Ynez range on the other, with an elevation varying from 600 to 1000 feet. The soil is capable of great development under good management and is suitable for the cultivation of olives, walnuts and all orchard fruits, but it has hitherto been largely given over to stock-grazing and grain-raising.

RAZED BY FIRE.

The Temple Opera House at Duluth Burned to the Ground. DULUTH, MINN., Oct. 14.—An hour after the engagement of Daniel Sully's company had been concluded last night, there was an explosion in the basement of the Temple Opera House, one of the finest theaters in the Northwest.

In a few minutes the whole interior was a mass of flames, which shot a hundred feet above the roof as soon as they obtained an outlet. In half an hour the rear wall fell.

The building was part of the Masonic hall, but a wall separated them. The doors were closed and the Masonic Temple was saved.

However, the beautiful rooms of the Social Life Conservatory, which were in the upper part of the theater portion, were destroyed, together with the valuable records and library. The insurance on the double building was \$110,000, and its value at \$30,000. Nothing but three walls are left.

DERIDE THE SOCIALISTS.

Anarchists Invade Against the Breslau Convention. BERLIN, GERMANY, Oct. 14.—At a meeting of the Socialists, which were in the proceedings of the recent congress at Breslau were discussed. Herr Weydemeyer declared that the socialists had lifted the mask and betrayed that their theory and practice were at variance. Where the party's pocket began all other considerations ceased.

Another speaker stated that the membership of the socialists training-schools had declined from 5000 to 200 and that the schools would, therefore, be abandoned.

OTTAWA, ONTARIO, Oct. 14.—W. S. Weir, president of the Bank of Ville Marie, and Thomas McDougall, general manager, and the Quebec Bank, representatives of the banking section of the Board of Trade, have called the attention of the Finance Minister to the fact that the circulation of United States silver in this country is increasing to an extent which causes the bank much trouble. They argued that as a remedy that the silver coinage of Canada be increased, stating that this course would be profitable to Canada.

Horse-Racing Not a Crime.

NEW YORK, N. Y., Oct. 14.—In the case brought to test the legality of the New York racing act, Judge F. M. Peckham, in the court of Oyer and Terminer, today decided that there was nothing in the constitution making horse-racing a crime. The racing of running horses is not in violation of the laws.

Killed in a Duel.

GLOUCESTER, ONT., Oct. 14.—In a duel to-night Marshal Elmer Donnelly was instantly killed by Marshal David C. Cooke, and the latter was mortally wounded. And old quarrel existed between the two men, when they met to-night Donnelly drew his revolver, Cooke doing likewise.

Masappa Killed in a Wreck.

WATERBURY, CONN., Oct. 14.—A serious wreck of a freight train occurred on the New England Railroad south of Portland street crossing shortly after 7 P. M. Ten loaded freight cars were demolished, three men were injured and the valuable truck horse Masappa was killed. The horse is said to have been insured for \$100,000.

Sculptor Story Interrupted.

ROME, ITALY, Oct. 14.—The funeral of William Wetmore Story, the distinguished American sculptor and author who died on Monday, took place yesterday at the American Church of St. Paul. The principal American residents of the city and a large number of visitors attended the services.

Jealousy Causes a Tragedy.

EATON, OHIO, Oct. 14.—Miss Gertrude Lally, a beautiful girl 19 years old, was murdered by John Monahan, her lover, this morning. He discovered she had a prostrate on the ground with a bullet hole in her head. Jealousy was the cause.

SACRAMENTO CHOSEN.

The Populist Convention to Be Held at the Capital.

SESSION AT SAN JOSE.

Preliminaries to the Campaign Arranged by the Executive Committee.

WEBSTER'S ECONOMICAL PLAN.

Delegates Urged to Travel in Wagons and Canvass for Votes En Route.

SAN JOSE, CAL., Oct. 14.—A meagerly attended meeting of the executive committee of the California Populists was held in the parlors of the New York Exchange Hotel to-day to perfect plans for the coming State convention and arrange for a formal opening of the campaign. Several of the Populist candidates at the last election were present, together with about twenty other delegates.

E. M. Waddell presided over the meeting and H. A. Mason acted as secretary. The representation at the State convention was fixed at two for each county and one for every 500 votes or fraction thereof for Webster for Governor. The committee decided that February was the most desirable time for holding the convention.

The claims of San Francisco, Oakland, Sacramento and San Jose for the State convention were presented, and Sacramento was selected, the vote being as follows: San Francisco 1, San Jose 4, Oakland 2, Sacramento 16.

The matter of fixing the date of the convention and issuing the call for it was left to the chairman of the State committee. In answer to the request from the National committee for an opinion as to the best time for holding the National convention it was the sense of the meeting that the convention should not be held earlier than June.

J. A. Johnson, Judge E. M. Gibson and Thomas V. Cator were appointed a committee to draw up resolutions expressing the sentiment of the committee. J. V. Webster, a candidate for Governor, urged that all delegates who could ought to attend the State convention in wagons, as it was cheaper than traveling by rail and a personal canvass could be conducted on the trips to and from the convention.

This evening a political meeting was held at Eintracht Hall, addresses being made by J. V. Webster, Thomas V. Cator, Judge E. M. Gibson and other leaders of the party. The meeting was well attended.

CONFERENCE APPOINTMENTS.

Pastors of the Methodist Church South Assigned to Charges. SAN JOSE, CAL., Oct. 14.—The annual conference of the Methodist Episcopal Church South adjourned to-day after a short session, during which the following appointments were announced:

San Francisco District—Presiding elder, H. C. Christian; Centenary, San Francisco, R. J. Briggs; Alameda, C. W. Smith; San Jose, M. Strong; West Park, J. C. Pendergrass; Dunbar, W. M. Winters; superannuated, S. K. Salinas; J. Emery; Mountain View, W. H. Lucas; San Gabriel, H. J. Robinson; Redwood, A. E. Lee; Rockville, C. E. Clark; Elmira, T. Taylor; Winters, B. J. Wagon; Woodland, J. E. Compton; Knights Landing, M. P. Pratt; Davisville, J. D. Sheldon; Dixon, W. L. Atton.

Colusa District—Presiding elder, Samuel Brown; Colusa, R. Fallon; Chico, C. O. Steele; Willows, C. W. Hoag; Red Bluff, J. A. Batchelder; Butte City, A. Odum; Yuba City, W. A. Booker; Marysville, D. Sawyer; Gridley, Henry Neate; Sutter City, L. D. Renfro; Arbutuck, H. B. Swafford; Anderson, A. L. Paul; Big Valley, W. E. Leonard; Lees Ferry, H. Robinson; Orland, S. C. Smith; Millville, E. Palmer; Sykes, J. M. Brown.

Fresno District—Presiding elder, M. E. Saboury; Fresno, H. C. Merritt; Big Dry Creek, J. Hedgpeth; Selma, George Daugh; Sanger, A. F. N. Walters; Lemoore, W. M. Armstrong; West Park, J. C. Pendergrass; Dunbar, R. F. Beasley; Visalia, Jesse Wood; Woodville, and Exeter, B. F. Burris; A. S. Hunsaker superannuated; Colusa, H. J. Robinson; Redwood, P. T. Ramsey; Tulare, T. G. Patterson; Hanford, W. E. Phillips; Lindsay, to be supplied.

San Jose Offenders Arraigned for Various Crimes. SAN JOSE, CAL., Oct. 14.—William Harrington, who pleaded guilty to a charge of having received stolen property, was this morning sentenced to three months in the County Jail by Judge Lorigan. Harrington received a horse from a tramp which he knew had been stolen from Miss E. Diggs of San Francisco. He sold the horse for \$20 and then went to San Francisco and spent the money in entertaining Miss Diggs.

Melchior Ortega and William O'Brien were arraigned before Judge Lorigan to-day on charges of grand larceny and were given until Wednesday to plead.

The second trial of Jim Chuen, the Chinese cook who looted the residence of F. E. Spencer and then burned the building to cover up the crime, was set by Judge Lorigan this morning for October 31. In the previous trial the jury disagreed.

Ed Williams, a former leader of a gang of youthful burglars, who was arrested Saturday night, was arraigned on a charge of burglary before Justice Gass this morning. Williams pleaded not guilty, and his preliminary examination was set for October 30. Bail was fixed at \$200, in default of which Williams went to jail.

Christian Endeavor Convention.

SAN JOSE, CAL., Oct. 14.—Extensive preparations are being made in Christian Endeavor circles for the county convention to be held at Los Gatos, October 25. A special train will run from this city for the accommodation of delegates. Among the special features will be a Christian Endeavor picnic at Shore's Grove. The orchestra of the Church of Christ at Santa Clara will be in attendance at the convention.

Count Taaffe Very Ill.

LONDON, ENGL., Oct. 14.—The Daily News will to-morrow publish a Vienna dispatch stating that Count Edward Taaffe, ex-Prime Minister of Austria, is critically ill with heart disease at his court residence at Ellischau.

A PIONEER'S TWO WIDOWS.

Queer Complications Over the \$10,000 Estate of James D. Sullivan.

James D. Sullivan, a California pioneer of 1849, died in New York last month and he left two widows, several children and an estate consisting of \$10,000 in bank. The original widow, Mrs. Mary Sullivan, resides in this city, and she has a son who is a stereotyper here.

After deserting his first wife, though a divorce was never obtained, Sullivan married three other women. Two of the latter are dead, but one of these two is survived by two children. Sullivan, who was 70 years old when he died, made no disposition of his property by will, and a queer sort of a contest over the estate is likely to be made in the New York courts. In several other instances widows have come out of the East and established their claims to property that Western wives had expected to inherit from their husbands, but it is believed that in this case the winning widow will go from the West.

Sullivan married his first wife in 1852 and she died in New York. He carried on the business at the time he made money. He deposited his earnings in the Bowery Bank, the Emigrants' Bank and the Bleecker-street Savings Bank, and from 1853 not a dollar has been withdrawn. Although the original savings were small the money now amounts to \$10,000 or upward, and it is thought that there may be other property which has not been discovered.

Sullivan married his second wife, a New York woman, in 1874, but she died a year later, and then the man went to Ireland, his native land. In 1879 he came back to America, and he brought with him a third wife and two children. Sullivan carried on the express business for several years, and he was successful in that.

The third wife died about 1880, but in 1885 there was another wedding, with Sullivan included the third wife as one of the heirs. She has never been heard of since the original wife in this city, but the fourth wife had heard of the son here and she telegraphed to him about the death of Mr. Sullivan and stated that there was no will. Then the existence of a will was known and it was supposed that the entire estate was not worth more than \$500.

The son engaged Lawyer Charles M. Beattie of New York to represent him. Then the bank books were discovered and Lawyer Beattie is searching for more property.

The Country Club, a gentlemen's sporting organization, has got into a tangle with the peace officers of San Diego County. Nearly all of the members of the Country Club are residents of San Francisco and the neighboring towns, and their preserve and clubhouse is in Marin County on the Shafter-Howard estate.

On September 5 Austin C. Tubbs of 411 Front street, the chairman of the game and fish committee, sent a letter to the Fish and Game Commissioners, stating that the club wanted to secure 100 dozen live quail in San Diego County and Lower California for propagating purposes, the birds to be liberated on the Marin County preserve. He was told that the Commissioners could not give the permit, which would have to be obtained from the Game Warden of San Diego County. Mr. Tubbs evidently obtained the permit from the Game Warden of that county, and he secured the help of E. S. Babcock of the Coronado Hotel to set the birds. Babcock's man went to work, and after he had trapped and skinned the quail he was arrested for violating the game laws.

The arrest of the quail-trapper has brought about a decided tangle and considerable correspondence. Babcock first informed A. C. Tubbs of the County Club of the arrest. This letter had hardly reached Mr. Tubbs before the Fish Commissioners were made aware of the arrest by a letter from A. D. Jordan, a prominent attorney of San Diego. He wrote as follows:

To the Honorable Board of Game and Fish Commissioners of California.—GENTLEMEN: We have E. S. Babcock in the tolls again for violation of the game laws. He has been charged with the wholesale. The capture and the evidence is so complete that they will not deny it, but claim to be catching them for propagation, and have a permit from the fellow that was applied for by Game Warden here. I presume the permit was taken back to suit. The propagation device is a good one. Babcock has large tracts of very large tract of land known as North Island, and is also doing business for a so-called club of some kind.

Just before open season commences and before game has been thinned out by sportsmen there is a rumor that he has obtained the wholesale and is prepared, as in this case, to plead the propagation act; while the prohibition is to be made in this case, and what I fear will be the end of the quail find their way into the pockets of the County Club, and also under Babcock's management, and what few find their way to North Island become a source of revenue to him. It is very doubtful if the captured birds ever have a chance to breed.

There is a rumor that he has obtained the influence of the commission to assist him out of his net in this matter, but I hope it is not true. I am a sportsman who is trying to preserve the game of this county, and I am not at all in favor of doing so as compensation for their tolls.

A. D. JORDAN. Commissioners are anything but pleased being placed in this false position. Under the present law they cannot issue a permit to any one to trap quail for any purpose, as shown by the law, which reads:

651. Every person who shall at any time or point, save or trap any quail, partridge or grouse, and every person who shall sell, transport, or give away, or offer or expose for sale, or have in his possession any quail, partridge or grouse that has been so captured, or taken by means of any net or pound, cage or trap, whether taken in the State of California or of any other State, Territory or foreign country, is guilty of a misdemeanor; provided, the same may be taken for the purpose of propagation, written permission having been first obtained from the Game Warden of the county wherein said birds are taken.

As evidence that they are not "standing in" with Mr. Babcock they point to the fact that last spring they caused his arrest for violating the law by having 2700 quail in cold storage. These quail were