NEARING THE RIVER.

VALLEY RAILWAY GRADERS WILL SOON REACH THE STANISLAUS.

WORK ON THE BRIDGE.

BUILDERS WILL COMMENCE ON THE CENTER SUPPORTS BY THE END OF THE WEEK.

PUTTING IN A SPUR TRACK.

A FORCE OF MEN RUSHING THE WORK ON THE FAMOUS BLOCK TWENTY-ONE.

STOCKTON, CAL., Oct. 21.—All the poles for the Postal Telegraph Company's lines for the San Joaquin Valley Railroad within the upper part of the city are up, and to-morrow the linemen will begin placing poles along the Taylor-street lines. The force will follow the construction train and the line will reach the Stanislaus River with the railroad.

A week ago the Simpson & Gray block, known as block 21, was a barren, sandy strip. To-day the Valley railroad grade is finished half-way across the block and it is covered with railroad materials. The work of putting in the spur track is being rushed with all possible haste in order that the construction train can load rails from the great stacks stored along the south bank of Mormon Channel.

Reports from the Stanislaus River state that the big piledriver, which was put at work there ten days ago setting the timber supports, is making good time, and so far no trouble has been experienced in driving the piles. By the last of the week the force will be at work on the center supports. Grant Brothers and the subcontractors on the grade are making good progress, and the 15th prox. will see the grade touching the river if rain does not hinder the work.

SUIT FOR RIGHT OF WAY.

New Point Raised in an Action Brought by the Corral Hollow.

STOCKTON, CAL., Oct. 21.—Attorney Levinsky, for the Corral Hollow Railroad, and August Muenter, for the defendant, to-day argued the defendant's demurrer to the condemnation suit of the railroad company for a right of way through the lands of August E. Muenter. The defendant is a son of the attorney.

Mr. Muenter sprang a new point in his argument and boldly claimed that under its articles of incorporation the Corral Hollow Company could not condemn a foot of land along its line. His point was that the terminals of the road were indefinitely located, the terminal at the mines being designated at a certain section and at a point at or near the city of Stockton.

He contended that terminals of a railroad must be fixed definitely in the articles of incorporation, and that if such was not done the articles were not sound in a legal sense. Mr. Muenter also claimed that under the reading of the incorporation papers the right-of-way should be limited to thirty feet.

Attorney Levinsky came back with a number of Supreme Court decisions and the court concluded to take the matter under advisement until to-morrow. The prompt manner in which the formal demurrers are usually set aside would indicate that Mr. Muenter had at least left a judicial nut for Judge Budd to crack, and the decision will be awaited with considerable interest.

Examining Stockton Channel.

STOCKTON, CAL., Oct. 21. — Senator George C. Perkins, Congressman Grove L. Johnson and Major Heuer, U. S. A., arrived in the city to-night and will spend to-morrow in looking over the channels and a portion of the San Joaquin River. It is evident that the California delegation is in earnest about securing a large appropriation for the improvement of the waterways. The people of Stockton will see that all of the needs are brought to their attention.

JACK DEMPSEY IS DYING.

CONSUMPTION HASTENING THE END OF THE EX-PUGILIST'S CAREER.

HAS BEEN SINKING RAPIDLY, AND IT IS SAID THAT HIS HOURS ARE NUMBERED.

PORTLAND, OR., Oct. 21.—"Jack" Dempsey is dying. Within the past few days he has been rapidly sinking, and it is announced that his hours are numbered. He has tried a change to country air, but with little apparent benefit. His physician allows few of the pugilist's friends to see him.

Dempsey realizes his condition and says it is due to the blow he received at the hands of Fitzsimmons four years ago, but his friends say that it is consumption. Since his return to his home here, some months ago, Dempsey has absolutely refused to talk to reporters about prize-fighting. His wife remains closely at his bedside day and night, carefully attending to his wants.

INQUEST AT FRESNO.

James Monroe's Death Found to Have Been Due to Alcoholism.

FRESNO, CAL., Oct. 21.—Coroner Long held an inquest this morning over the body of James Monroe, who dropped dead in a saloon at Fowler yesterday after liquor had been poured down his throat. An autopsy was made but no traces of poison could be found. There was a little whisky left in the flask the contents of which had been poured down Monroe's throat. An examination of this was made, but there was no poison in it. The doctors found Monroe's brain in a very bad condition from too much drink, and all the evidence pointed to death from alcoholism. This finding was embraced in the jury's verdict.

The jury took no action in regard to J. H. Hawkins, the young man who was arrested in this city. Hawkins evidently had no intention of killing Monroe, but was making sport of the inebriate. He was released from jail to-day, but was immediately rearrested by Constable Mason of Fowler on a warrant charging him with disturbing the peace.

Banker Weill's Will Filed.

SANTA BARBARA, CAL., Oct. 21.—The will of Isadore Weill, the Lompoc banker, whose sudden death at Hueneme occurred some two weeks ago, was to-day filed for probate. It disposes of an estate valued at $75,000, consisting of real estate in this and San Luis Obispo counties, 850 shares in the Lompoc Bank and ten shares in the San Luis Obispo Building and Loan Association and other personal property. The entire estate is devised to the widow and children. A life insurance policy for $11,000 forms a part of the dead man's legacies.

All Got Their "Calls."

SANTA BARBARA, CAL, Oct. 21.—A washout near Caliente delayed the San Francisco train on its way south this morning, and as a consequence trains failed to make connection at Saugus, and passengers and mail arrived here to-night. THE CALL is the only daily San Francisco paper delivered to all its subscribers in Santa Barbara to-night.

Attempted Suicide at Sacramento.

SACRAMENTO, CAL., Oct. 21.—Thomas Kenny, a laborer who has resided in this city for years, attempted to commit suicide this evening by cutting his throat with a razor, and failed in accomplishing his purpose only because of the dullness of the weapon. When discovered by the police he had cut a gash extending from ear to ear and was still trying to sever his windpipe. He expresses the deepest regret because he failed to accomplish his purpose.

Ends His Life With a Bullet.

LOS ANGELES, CAL., Oct. 21.—I. B. Skofstad, aged 28, publisher of the Travelers' Guide, committed suicide this evening by shooting himself through the right temple. He died at 10:30 o'clock. Despondency on account of business troubles caused the act.

TROUBLE IN THE SYNOD.

REV. MR. ELLIS ASSAILS THE THEOLOGICAL SEMINARY DIRECTORS.

HIS ACCUSATIONS CALL FORTH A HEATED REPLY FROM DR. DINSMORE.

SAN JOSE, CAL., Oct. 21.—After devotional services this morning, the Presbyterian synod took a short adjournment and visited the Normal School in a body. It was received by Professor Childs and Henry French of the Board of Trustees, and addresses were made by Moderator Stevenson and Mr. French.

On reassembling the report of the Theological Seminary committee was taken up. It spoke favorably of the way the seminary was conducted by the board of directors, but recommended that the present board, as now constituted, be abolished, and a commission, consisting of two members from each presbytery, be created to have charge of the seminary.

The adoption of the report was strongly advocated by Rev. John W. Ellis of Oakland, and he created quite a sensation by making the charge that the committee had been influenced by the board of directors in reporting favorably on the board's conduct of the institution. He advocated the selection of two directors from each presbytery and maintained that a seminary with finances of $1,000,000 in coin to its credit ought to be conducted in the strictest method and under the watchful eyes of a larger representation. Finally Mr. Ellis reiterated that the directors had influenced the committee in its report.

Rev. Dr. Dinsmore of this city, who is one of the directors, arose and challenged Mr. Ellis to prove that the board had been guilty of such conduct, or that any of its members had tried to influence the committee. As Mr. Ellis attempted to talk further Dr. Dinsmore shouted:

"It's a lie, and it's made out of whole cloth."

"It's not," said Mr. Ellis.

Dr. Dinsmore asked Mr. Ellis to name the one who had attempted to influence the committee, but the latter declined to do so, saying he did not charge them directly, but his was a general charge. The excitement was at its height when the synod adjourned for the noon hour.

Dr. Dinsmore stated during the recess that there was between $700,000 and $800,000 in the treasury of the seminary, but the board of twenty-four members could be relied upon to handle it judiciously. If it did not it could be removed. "As for me," said he, "I don't propose, as long as I am one of the board to have a bell attached to me, to be rung for every nickel."

The judiciary committee was engaged to-day in hearing the case against Elder E. T. Gordon of Los Angeles for contumacy in not obeying the orders of the Los Angeles presbytery. It will probably report to-morrow or Wednesday.

Asks for Letters of Administration.

SAN JOSE, CAL., Oct. 21.—Christiana Kleinhammer to-day petitioned the Superior Court for letters of administration upon the estate of her husband, Henry Kleinhammer, who died at Campbell Station on October 14. The estate is valued at $14,000.

Held for Burglary.

SAN JOSE, CAL., Oct. 21.—John E. Stanley and Samuel Francies, who looted the residence of H. V. Morehouse a few weeks ago, were examined before Justice Gass this morning on a charge of burglary. They were held to answer in the Superior Court, with bail fixed at $3000 each.

HONORED FATHER CROWLEY.

Banqueted at the Occidental on His Return From Ireland.

A banquet was tendered to Rev. Father D. O. Crowley on his return from Europe at the Occidental Hotel last evening.

After an elaborate menu had been discussed J. R. Kelley, president of the Hibernia Bank, who acted as chairman, extended a welcome to the guest of the evening. He proposed the health of Rev. D. O. Crowley. The toast was received with musical honors, the guests singing, "For he's a jolly good fellow."

In reply Father Crowley said, in part: "My dear friends: I thank you for this palpable testimony of esteem, which I value above silver or gold.

"When about to start out on a short vacation to Ireland last May I felt grateful for the spirit that prompted the testimonial then gotten up for me, though I would not accept the gift. Your generosity on that occasion was as much appreciated as if I had taken and used the plethoric purse prepared for my journey, and I am glad here and now to have the opportunity of expressing my grateful acknowledgment.

"In all sincerity I must confess you have overvalued my services in this community and attributed to me much of the work which you yourselves have accomplished. Your co-operation in the cause of the homeless boys and of charity in general has always been freely and cheerfully given. Without that co-operation I could have done but little."

The next toast proposed was that of ex-Judge Jeremiah Sullivan. This, too, was received with musical honors. In his speech of thanks the Judge referred to his pleasant associations with the chairman of the evening. Mr. Sullivan paid a passing tribute to Archbishops Ireland and Riordan, and spoke in eulogistic terms of the Youths' Directory.

Following is a list of the guests who were present at the banquet:

Martin Fennell, Jerome Deasy, J. J. Donahue, J. F. Renault, John Kenny, Captain H. J. Meagher, W. F. Stafford, John S. Bannerman, James J. Gildea, Jeremiah Deasy, A. B. Maguire, Thomas F. Prendergast, John P. Duignan, M. J. Manning, Hon. H. J. Stafford, T. P. Reardon, Rev. D. O. Crowley, James R. Kelly, Hon. J. F. Sullivan, Dr. M. C. O'Toole, A. H. Loughborough, Jeremiah Mahoney, Matt I. Sullivan, John Spottiswood, J. B. McIntyre, Colonel John O'Byrne, Thomas P. Crowley, Thomas R. Bannerman, P. J. Thomas, David J. Costello.

SANTA CRUZ' GROWTH

HANDSOME BLOCKS GOING UP IN THE BURNED DISTRICT.

MODERN ARCHITECTURE.

BEAUTIFUL NEW COURTHOUSE TO COST SIXTY THOUSAND DOLLARS.

MANY ATTRACTIVE RESIDENCES

PROGRESSIVE MOVEMENT IN THE BUILDING LINE IN ALL ITS BRANCHES.

SANTA CRUZ, CAL., Oct. 19.—Santa Cruz is making steady progress in building lines. The fire of last year destroyed some of the finest business blocks of the town, but these have all been replaced by finer and more substantial brick and stone buildings of modern style of architecture. At present building is very brisk.

The beautiful new courthouse, which is to take the place of the one recently destroyed by fire, is assuming proportions. When completed it will cost in the neighborhood of $60,000.

The foundations for the building and vaults for the different offices have been completed. They are of concrete. The workmen are dressing the blue sandstone, which is to form a large part of the building material, and it is being placed in position as rapidly as possible. The pressed brick has also arrived, and everything will soon be ready for the placing of it in position.

The floor will be tiled, and the roof constructed of slate. The entire building will be fireproof. The brick used is from the brickyards on Ocean street, a new industry lately established in this city, and they are first class in every respect.

The cornerstone of the Courthouse will be laid with imposing ceremonies on November 2, under the auspices of the Masons of this City, Watsonville and adjoining towns. The school children of the county will also be invited to participate in the ceremonies.

The Odd Fellows, who own some of the most valuable property in this city, are also making numerous improvements. They have added to the Postoffice building, which was a plain one-story brick structure, another story, with a beautiful and modern front. The second story is devoted to office purposes.

They have also added a large addition to their building built of brick. It will contain one of the finest and largest lodge-rooms of the State, which is now nearly finished. The Grand Encampment, which will be held in this city next year, will be held in this room.

Since the fire there has been one vacant space in that district in Pacific avenue. It is where the Pilot-house Company building stood, but to-day C. Hoffman is having built a fine brick building, which will be a great improvement to that part of town. It will be a modern business block.

For many years the entire business portion of the town has been confined to Pacific avenue, but it is now branching out to the side streets. The F. A. Hihn Company is having built on Washington avenue a brick block, which will be used for business purposes, and will be an improvement to that splendid avenue.

The Postoffice, which has for so many years occupied a building on Pacific avenue owned by the Odd Fellows, will soon remove into new quarters, which are being fitted up in elegant style in the Hihn block, on Walnut avenue. New lock-boxes of the latest improved pattern have arrived, which will replace the old-style boxes in use for so many years.

The barn-like structure, the fair pavilion, has been moved from Soquel avenue to Front street, where the carpenters are transforming it, at a cost of several thousand dollars, into an armory for the Naval Reserves.

As is usual in this city, there is a steady growth and new and beautiful residences are always in the course of erection. At the powder-works, on the mountain overlooking the San Lorenzo Canyon and this city, a handsome modern cottage of the Eastlake style has been completed and is occupied by William Peyton, superintendent of the California Powder Works.

Another beautiful residence has just been completed for H. Woods. It is of the colonial style of architecture, and is on the famous Cliff drive.

The summer home (Concha del Mar) of Mrs. J. R. Jarboe of San Francisco is being enlarged to about twice its original size.

The people at Capitola are to have a church building. Lots have been donated and funds are being raised for the erection of an Episcopal church.

JUDGE CONLAN'S WARNING

EIGHT DEALERS IN ADULTERATED MILK FINED TEN DOLLARS EACH.

THE INSPECTOR PROPOSES TO HAVE PURE MILK OR NONE AT ALL.

Seven milkmen, who pleaded guilty in Judge Conlan's court on Saturday to the charge of selling adulterated milk, appeared for sentence yesterday morning. Their names are: Peter Menjan, Henry Ross, C. Tepper, Frank Sembertraut, Henry Adolph, Joseph Kennell and Robert Gunnison. They were each fined $10 except Pascal Belon, who was dismissed on account of his being a partner of Menjan. Judge Conlan in passing sentence said:

"The offense to which these defendants have entered a plea of guilty is a serious one to a marked degree. The prosecuting authorities have suggested to me the advisability and propriety of imposing a light fine upon these defendants on account, in the first place, of its being their first offense and, secondly, it appearing that there is a mitigating circumstance. I am informed some of these defendants did not actually know themselves the abominable character of the milk they were disposing of.

"I want to say that in addition to these defendants, and I want it to go broadcast to other parties engaged in the same character of business, I do not want them to think because a small fine is imposed this time that persons can carry on the same character of business and when arrested come in here and pay a small fine, because I will not permit it. I want to strictly and earnestly warn and caution you that your transactions will be under the surveillance of Inspector Dockery, and that if you are brought in here on a similar public-deceiving offense the penalty imposed upon you will be a remarkably disagreeable surprise to you. I shall punish you to the very fullest extent of the law.

"I think Inspector Dockery's efforts deserve great commendation and support. He has proved himself to be a vigorous and energetic public officer, and I will say to him that I hope he will in the future as in the past continue this judicious crusade against this character of persons, and he can rely upon me at any and all times to render all the help and assistance in my power to further the good ends of his official undertaking."

M. Furger and F. Marty pleaded guilty in Judge Joachimsen's court yesterday to a similar charge. Marty was fined $10 and sentence on Furger was deferred till to-day. The Judge characterized their offense as one of the highest crimes against the community, and warned them that a second offense would be followed by imprisonment.

Milk Inspector Dockery spent most of his time yesterday analyzing the samples of milk captured in the early Sunday morning raid. Nearly all the samples were submitted to the Babcock test and showed adulteration in some form. After Dockery finished with the milk it was turned over to Bacteriologist Spencer, who will test it for solid matter. It must show twelve per cent in order to come up to the standard. Mr. Dockery thinks, however, that most of the samples will fail short, in which event the dealers from whose wagons it was taken will be arrested. Concerning the adulterated milk of Alex Simon, P. Giola and J. Christian, samples of which were seized yesterday morning, there was not the slightest doubt, and in consequence they will be arrested to-day.

The following delegation made an informal call on the Board of Health last night for the purpose of discussing the sitbation and incidentally recommending

Judge Charles T. Conlan.

the adoption of an ordinance prohibiting the sale of skim milk: L. A. Hayward, J. A. Vermeil, J. Johnson, G. L. Perham, P. Cauban, A. L. Stone, J. Sanders, E. A. Green, J. Sarthon. The Board of Health members present were: Drs. Fitzgibbon, Williamson, Morse, Hart and Lovelace.

L. A. Hayward as spokesman for the visitors said that the association desired some immediate action in the matter of skim milk. As a body they were in favor of doing away with it altogether, though he questioned if it could be done. He then read the following letter from Charles E. Wilson, attorney for the Milkmen's Association:

October 21, 1895.

Guadaloupe Dairy Company, 1015 Valencia street, City—GENTLEMEN: In answer to your question, "Is the sale of 'skimmed milk' in this State prohibited by statute?" I beg to say:

The act to provide against the adulteration of food and drugs now in force may be found on page 71, statutes of 1895. It provides:

Section 1. No person shall, within this State, manufacture for sale, offer for sale or sell any drug or article of food which is adulterated within the meaning of this act. * * *

Sec. 3. Any article shall be deemed adulterated within the meaning of this act:

(b) In the case of food: (1) If any substance or substances have been mixed with it so as to lower or depreciate or injuriously affect its quality, strength or purity. (2) If any inferior or cheaper substance or substances have been substituted wholly or in part for it. (3) If any valuable or necessary constituent or ingredient has been wholly or in part abstracted from it. (4) If it is an imitation of, or is sold under the name of, another article. (5) If it consists wholly or in part of a diseased, decomposed, putrid, infected, tainted or rotten animal or vegetable substance or article, whether manufactured or not; or, in the case of milk, if it is the produce of a diseased animal. (6) If it is colored, coated, polished or powdered, whereby damage or inferiority is concealed, or if by any means it is made to appear better or of greater value than it really is. (7) If it contains any added substance or ingredient which is poisonous or injurious to health.

I assume that "skimmed milk" is that which remains of the natural product of the cow—or as it is sometimes termed, "whole milk"—after a valuable constituent, to wit, the cream, has been abstracted therefrom. This being correct it follows that selling, or offering for sale, "skimmed milk" as "whole milk" is prohibited by the statute above mentioned. It is also true, I think, that "skimmed milk" is a recognized article of food and of commerce, in common use and is not injurious to health if not the product of a diseased animal and no foreign substance is introduced; therefore I am of opinion that if no substance is mixed with it lowering, depreciating, or injuriously affecting its quality, strength or purity, the sale of what is termed "skimmed milk" as such is not in violation of the statute.

The Health officers did not agree with Attorney Wilson in his construction of the law as regards the sale of skim milk. They held that it was not a recognized article of food and consequently was a direct violation of the law. Dr. Morse, as chairman of the meeting, assured the association representatives that if they desired to withdraw skim milk from sale entirely they would in a day or two make such rules as would authorize the sale of only pure milk. A formal notice would be mailed them relative to the rules established, and the skim-milk venders allowed a few days in which to make arrangements with their regular customers to take only pure milk.

The warrant against Supervisor Joseph King, which was sworn to by Inspector Dockery in Judge Low's court on Saturday morning, has not yet been served upon him, and no explanation of the delay can be obtained.

G. Giannini, proprietor of the Family dairy, on Berlin street, denies the statement of Inspector Dockery that his cows are fed on the marshes. He says that instead of pasturing his cows on the marshes they are fed in the barn, and that any statement to the contrary does him great injustice.

NOT WORTH TAXING.

A San Francisco Woman's Investment in Arid Lands.

Mrs. Annie G. Bucklin owned three lots in the Western Addition of Delano, Kern County. She is dead, and her husband, Edward P. Bucklin of 617 Bush street, protests in the Superior Court against having the lots assessed. He says the property is not worth $5, and as proof of that he submits the following correspondence:

SAN FRANCISCO, Dec. 13, 1893.

T. A. Baker, Treasurer and Tax Collector Kern County, Bakersfield, Cal.: You will find inclosed 30 cents for my taxes on lots 53, 54 and 55, block 41, Western Addition to Delano. If the money is not sufficient please write me the amount. MRS. ANNA G. BUCKLIN.

BAKERSFIELD, CAL., Nov. 27, 1893.

Mrs. Annie G. Bucklin, San Francisco—DEAR MADAM: As per promise, I looked over assessment tax lists to-day in your case with following result: I found your name correctly laid down on the plat-book of Western Addition, Delano—lots 53, 54, 55, block 41—but no entry upon assessment roll.

I asked the Tax Collector why, and was told that the property was not considered worth assessing, unless by the dozen or hundred.

Sorry you made investment without knowing something of the property, but hope that the amount paid was not much. Yours truly,

C. R. BROWN.

Before the time of Pericles, B. C. 429, professional cooks were common in Greece.

THE PAINS IN HER HEAD.

MRS. GARCELON USED TO FEEL WORSE AFTER JUDGE STANLY'S VISITS.

FIVE WITNESSES FOR DEFENSE.

THE TABER NOTES DID NOT SELL AT PAR—CAPTAIN PURRINGTON'S STORY.

The defense in the Garcelon case had on the stand yesterday Judge W. W. Foote, Mrs. I. W. Taber, Captain Franklin Purrington and O. C. Miller, president of the Sausalito Bay Land Company and executor of Stephen W. Purrington's will.

Judge Foote, the counsel for "the boys" when they received $500,000 not to contest Mrs. Garcelon's will, concluded his testimony, begun last week, by telling something of his understanding of the relations of Mrs. Garcelon to the nephews. Mrs. Taber, the intimate friend and neighbor of the old lady, whose physical and mental condition she discussed, told more of that pain in Mrs. Garcelon's head and of her cautiousness in Stephen Purrington's presence. Captain Purrington, the master without a ship, and all because of his giving up the sea to become a sort of third officer at Mrs. Garcelon's, went over the story of his financial losses due to his becoming an ordinary land lubber for pay, and incidentally raised the presumption that he is not altogether a disinterested witness in the big suit. The day's session was slightly prolonged to assist the last witness to complete his story, but the slow, thoughtful, precise and deliberate Miller could not finish before that youthful exponent of judicial courtesy, Judge Hayne, was on his feet with the remark, "It seems to me we will never get through."

Counsel for the defense put their heads together, and then Arthur Rodgers announced that they would in all probability complete their oral testimony by the end of to-day's session.

"Now, Mr. Foote, tell something of the conversations you had with Mrs. Garcelon on your numerous visits," said A. A. Moore, the Oakland attorney, as he took his turn as a questioner for the defense.

"Are you driving at that monument story?" began the witness. "I thought I had been pretty well over the whole ground in response to every one's questions; everybody except Mr. Olney has questioned me. I went down into the basement, and, at Mrs. Garcelon's request, viewed the model for the Merritt monument.

"She told me that she intended to settle the matter; that the boys had been unjustly treated; but I would not discuss the subject with her alone.

"I told the boys when they signed the compromise papers that if the old lady were left to herself I thought they would eventually get the whole property any way, and I am still of that opinion."

After the defense had tried in various ways to avoid Judge Hayne's successful objections and form a question that would allow the witness to tell what Judge Stanly had said regarding Mrs. Garcelon's ability, the counsel for the plaintiffs consented that the whole matter should come out.

"Well," resumed Foote, "Hackett came voluntarily from Judge Stanly and told me that notwithstanding Dr. Merritt's will this old lady could not make any papers that would deprive these boys of their property. I asked Mr. English to go to see Judge Stanly and find out whether it was so or not. He returned and said he had his talk with Judge Stanly, and it was practically the same as Hackett had reported. Neither of them told me that Stanly said she was too weak-minded to make a will."

Mrs. Taber, all in black, with only a little dash of green in the small jet-betrimmed bonnet on her golden hair, swept on to the stand and took the oath.

"I met Mrs. Garcelon in '73," began the wife of the photographer, "and I used to call at the Merritt house very often in the evening. My husband was there more than I was; he was there every evening.

"She was a tall, slender woman, and stooped forward and slightly down toward the left side. She was weak, and had the appearance of a thin old lady, and she could not move round very well.

"I always used to find her in the billiard-room either sitting in an armchair or lying on a lounge. She complained of pain in the back of the head and also had dyspepsia. She took three kinds of medicines for these troubles and for her general weakness.

"We lived in a house three doors below, rented from her. Stephen Purrington came over one day and spread a sack over a grating in the sidewalk that we had opened to carry off the lawn drain, and he said that the embankment on Lake Merritt had been washed away because of the extra water through the sewer. I was indignant and went over to Mrs. Garcelon about it, and she said: 'Well, he's an old fool. He might have known that that little water would not wash away an embankment.'

"'Sh!' she added. 'Don't say anything about it—here comes Stephen. Don't take the sack off, but let it remain for a day or two, and then have your Chinaman take it off, and he will think the water washed it away.'

"Respecting the will, she said she was worried about the whole business; that it gave her a pain in the head. She wished the doctor had not left her anything.

"Sometimes after Judge Stanly had been there she looked very pale and occasionally very red, as though she had a fever, and she used to remark that she did not get strong from one visit before another.

"She was easily influenced if approached in the right way; but if she thought any one was trying to dictate to her she was very stubborn.

"Mr. Rodgers, she said, had poisoned the doctor's mind against Fred, for he feared Fred might get his place as the doctor's business manager.

"She wanted me to have Mr. Taber visit 'the boys' at Mrs. Shattuck's and tell them that if they behaved they would get more from her.

"James Merritt used to drink a good deal and she didn't want him to."

"Wasn't your rent considerably in arrears?" asked Judge Hnes.

"I don't know," replied the witness, a little flushed.

"Yes; Mrs. Garcelon gave my husband a note for $5000 and he took it."

"You thought she had mental capacity enough to give that note?" persisted the suave Hayne.

"I certainly did."

And then Philbrook took his witness for the final soothing of her nerves before she should be excused.

"She told me she thought it no more than right that he should have that amount, for Mr. Taber had spent about $3000 on the house and had made Dr. Merritt presents of lanterns and chandeliers and silver soapdishes for the yacht."

Captain Frank Purrinton, the man with inside pocketfuls of diaries and other written aids to doubtful memory, took the witness chair.

"Stephen Purrington told me he hated 'the boys' and if he had his way they should never get a cent of property.

"In April, about a month after my ship left, I received $1100 from Mrs. Garcelon, as the equivalent of my primage on what the freight amounted to. Then in August I was paid again, a little over $1000 for primage."

"When did you make that diary?" inquired the wary Hayne, as the witness referred to it for a date.

"At the time."

"I told her I would have to go back to my ship, as my time was almost up, and she said to stay—that she would pay me well.

"I saw Captain Knowles and others, and they said $25,000 would be compensation for giving up my profession, but when I came to talk with her I told her $10,000 and $2500 a year, which I thought little enough.

"Stephen said it was too much—it was exorbitant, and he would use his influence against it.

"Judge Stanly afterward suggested $200 a month, cash down, and I was paid in November, but not the $10,000.

"She said: 'Frank, I have already left you $10,000 in my will, your wife $2000 and Mollie $1000, and with this you would have $23,000—a fortune.' 'Not a very large one,' I replied.

"Stephen said there was no money, so Mrs. Garcelon said I could have the Taber notes. Their face value was $9000, with interest amounting to about $225.

"I could not realize on the notes because of the promise I had made not to press Mr. Taber. I spoke to 'Steve' about them, and he said, 'Sell them for anything you can get.' But Judge Stanly said: 'They're worth more than the $10,000 to you. Take them to Marceau, the photographer, and he'll give you a good deal more for them.'

"But I sold the notes for $5000.

"After the doctor's death Mrs. Garcelon never put on a dress about the house; she used to wear a wrapper. Before that she always dressed very nicely.

"I told her myself after 'Jim' was married that I was in a saloon with him. I was drinking soda or sarsaparilla, or something of that kind. I never drank a glass of spirits in my life. She said she was glad the story was not so."

"Didn't you say," began Hayne, "that you wanted that $10,000 for giving up your profession?"

"I did."

"And you said you wanted to hurry up the transaction for fear she would die?"

"I did."

"And so you had no compunction about taking that sum for giving up your profession for so short a time?"

The witness tried to explain that he had lost the captaincy of his ship. In response to another question he replied:

"After Mrs. Garcelon's death the fellows around the water front kind of joshed me about it because I didn't get more. I'm one of those hale fellows well met, and whatever I said back about being on the side where there was the most money was of course only in jest."

Judge Hayne pried a telegram out of the witness' productive pockets. It was from Attorney Philbrook, asking him how much he wanted for expenses to bring his wife to the trial, that her testimony would fix the whole thing. And then the witness tried to show that he would willingly travel across the continent simply for his expenses, but Hayne looked wise and pried him still further. At last when the question came, "What do you live on?" the shipless captain came back very complacently with, "I live on what I eat."

Elmira B. Merritt, mother of Harry Merritt, took the chair and explained that she was a double first cousin of Dr. Merritt, both their fathers and mothers having been brothers and sisters. Speaking of her long intimacy with Mrs. Garcelon witness said: "She told me when the doctor's will was read she thought she would fall off her chair; that she would rather have 'the boys' have half than have Henry Rodgers get one cent.

"She said when her nephew, Frederick, asked for $1600 once she certainly would have given it to him if Stephen hadn't objected.

"Stephen remarked to me once, 'To tell the truth, the Judge and I made that will up in a day and a night; we had to, there were spies all about.'"

As the old lady was leaving the stand Judge Hayne leaned over and asked, "How old are you?"

"Threescore, if it is necessary for you to know," curtly responded the retiring witness. And then Rodgers saw his chance to play upon the Hayne genealogy. "That is not a very courteous question for a gentleman who comes from South Carolina"; and the shining pate of Attorney Philbrook glowed momentarily as he smiled at his colleague's thrust at their opponent's oft-mentioned Southern lineage.

Mr. Miller was on the stand some time, but he got only far enough to explain some of his dealings as executor of Stephen Purrington's not particularly large or unincumbered estate when court adjourned until this morning.

In the Probate Court.

The heirs of George T. Davis have petitioned for distribution of the estate, which amounts to $314,088 61.

Charles T. Bridge, who died on September 13, left property of more than $5000 and no will. The heirs-at-law are Mrs. Clarisa M. Curtis of this City, 72 years old, and nephews and nieces in the East.

Thomas McLaughlin owned a $15,000 estate. He died on October 5, and no will has been found. Three sons and a daugnter will inherit the property.

Estates in the Probate Court have been appraised as follows: Elias S. Miller, $2350; John D. N. Lottage, $500; Annie G. Bucklin, $3359 34; Mary Cosgrove, $3088.

HOTEL ARRIVALS.

RUSS HOUSE.

H B Field, Cazadero	Frak B Horn, Santa Rosa
Mrs C E Field, Dun Mills	I Ivancovich, Hanford
W R Van Alta, Kans	R U Van Dusen & w, N Y
W E Seehorn, Or	Mrs B Williams, Ohio
J H Wells, Concord	H Esenberg, Concord
W Dudley Jr, Vallejo	F A Shipton, Vallejo
A S Risling, Orleans	G F Randall, Chicago
J A Rosenstett, Ohio	C D Daly, Eureka
E Shields, Porterville	R Blair, Tulare
A Newman, Del	J P Cox, Folsom
P Oyer, Pacific Grove	Mrs Wm Noble, San Jose
S C Fisher, Stockton	J P Eaton, Redding
John P Jones, Or	Wm de Canletton, Eureka
G W Hayton, Eureka	V N Brice, Ventura
J Peiricoot, Middletown	I H Jamison, Middletwn
N Miner, Davisville	David Wood, Humboldt
H L Herzington, Uklah	Captain Kustel, China
W L Sullivan, Mont	Miss A Kustel, China
C F Swalles, St Louis	M J Paseta & w, Johnsvl
J Beloit, San Jose	I S Wilson, Ferndale
E McGettigan, Vallejo	Alice McCormick, Cal
E St John, Santa Cruz	A E Weight, Iowa
E S Sanford & fm, Seattl	E W Munters, San Rafael
S C Fisher, Stockton	J W Fretwell, Rockfield
D E Wiley, Vina	John Winn, Colusa
Mrs Leinberger & dau, Colusa	Mrs U Bistorivus, Cal
	Ed Shone, Sea View
G Leonard, Fisk Mill	Mrs Ricketts & dau, Ill

GRAND HOTEL.

J B Smith, Carson	Miss N E Cassel, Salinas
J W Houston, Courtland	A S Brigard, Cal
F Carr, Santa Rosa	R A Rogers, San Jose
M Goldsmith, Stockton	E Hartman, Sacramento
J C Hatch & w, N Y	E D Dougherty, Ferndale
S H Conklin, Salinas	M P Gleeson, Portland
S Rummelsburg, Colusa	T P Numan, Wilmingtn
G H Hall, Saratoga	H H Hall, Saratoga
A B Deniston, Portland	D S Rouse & w, Dakota
R M Skinner, Marysville	R H Willey & w, Montrey
Miss Willey, Monterey	R Willey, Monterey
W A Clinch, San Jose	E C Bank, Ione
W H Allison, Cal	G Moore, Stockton
G T Jackson, Chico	P Hirsch & w, Sacramnto
A Steiger, Vacaville	W Henley, Sacramento
B L Ryder, San Jose	W H Shrader, St Louis
L Goldsmith, La Angeles	R Richards, Sacramento
W A Keller, Denver	Mrs A S McWilliams, S Jose

LICK HOUSE.

L A Sage, Congress Spgs	A W Riley, Santa Rosa
C D Rogers, San Jose	Mrs G W Williams, Or
J M Davis & w, Atwater	R Sartori, Seattle
Miss I Hancock, Los An	L Jaffe, Seattle
M Hirshfeld, Tehachapi	W G Witter, San Carlos
M I Haber, San Jose	W H Taylor, Cal
M Goldman, Merced	F Hunter & w, Snta Rosa
J W C Morgan, Placrvll	G D McLean, Grass Vally
G B Noble, Fresno	Mrs W E Heames, Mich
Mrs L A Clapp, Mich	Miss Heames, Mich
A Brizard, Arcata	W P Brown, Oakland
C L Buetta, Oakland	B H Lane, Palo Alto
S W Kilpatrick, Gilroy	J B Knapp, Blue Canon
Jas Russ, Alameda	Mrs G W Hale, Sonora

PALACE HOTEL.

F G Hewitt & w, Cal	J D Smith, Cal
A A Van Voorhies, Sac	H Allen, London
P W Brown, Chicago	J R Power, Stanford
B O Scott, U S N	G D Adams, Boston
M Kuhn, N Y	Mrs J B Wright, Sacto
R H Woods, London	W D Tobey & d, Carson
W Andrews, Brooklyn	C T Barff, Brooklyn
P G Buell, S Barbara	Miss Clemson, England
J F Watson, Portland	E Giltner, Or
H A Anderson, Boston	J H Colburn, Boston
T C Hope, England	L Hockstrabb, Los Ang
A L Peck, N Y	E D Goodrich, N Y
H H Hough, U S N	F T Semmers, U S N
G L Paine, Boston	W H Fisk, Chicago

BALDWIN HOTEL.

G G Ohlin, Petaluma	S Morrison, N Y
M R Miller, Vacaville	F Lennon, Boston
C Palmtag, Watsonville	L Alexander, Watsonville
G Sawyer, Salt Lake	D D Warner, Wis
G T Inigley, Boston	W Clark & w, Stockton
Miss Clark, Stockton	E H Knapp, Los Angeles
W Hill, Chicago	A Dowdell, St Helena
J M McPike, Napa	A G Boggs Jr, Napa
H O Hass, Stockton	F L Rickett, Pa
D Smitzer, San Jose	H C Ross, San Jose

NEW WESTERN HOTEL.

H Ross, Los Angeles	George West, N Y
Z E Buckner & w, N Y	R H Jones, Pawtucket
F T Vaders, N Y	J W Ellsworth, Mexico
W H McKennan, Cal	C Cochran, Oakland
R Connor & w, Toledo	J R Whipple, Boston
W Stoker, Atlanta	A J Davis, Callahans
E W Canady, Gridley	F T Bowman, Brooklyn
H J Newman, Chicago	E W Hart, Portland

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"I have sold two hundred and twelve vials of Munyon's cures to-day," said a prominent druggist on Market street at 8 P. M. Monday, "and admit that out of this