

THEODORE DURRANT WAS NOT SENTENCED.

Granted Two Weeks to Prepare a Motion for a New Trial.

DEFENDANT STILL CALM.

Theory as to Why the Second Murdered Girl Went to Emmanuel Church.

WILLIAMS CASE POSTPONED.

Probability That the Second Charge Against Durrant Will Never Be Tried.

Two events in which the public are interested were added yesterday to the sum-

Mr. Barnes rises. "If your Honor please," he begins. "I desire to move that the case of the People against this defendant in the matter of the Minnie Williams case be stricken off the calendar for the present, the State reserving the right to recall the case and have it set for trial upon two days' notice to defendant's counsel."

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MINNIE WILLIAMS' FATHER. He is the Plaintiff in a Suit Against Marceau in the Justices' Court.

A. E. Williams, father of Minnie Williams, was plaintiff in a case tried yesterday before Presiding Justice of the Peace Barry. He was suing Marceau, the photographer, for commissions claimed to be due on orders he secured while working under a contract. His commissions were 20 per cent on the amount of the orders, and the amount he claimed to be due was \$175.

He was represented by Joseph A. Coffey and William A. Chapman, while Marceau was represented by Mr. McKipe of Dunne & McKipe.

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The members decided to make a large display of fancy pigeons at both the State show, which opens at the pavilion December 11, and the Pacific Poultry and Pigeon Association show, to be held at the Mills Tabernacle, Oakland, January 16, 1896.

The State Association offers \$1 for first and 50 cents for second prize on pigeons, and the Pacific Poultry and Pigeon Association offers a silver medal for first and diploma for second prize.

The club decided to have a carrier pigeon race for both old and young birds, the fly to be from Tres Pinos, which is 101 miles air line from San Francisco. This race will take place December 15, and about fifty birds will participate. These birds will be exhibited at the pavilion during the show, before and after the race.

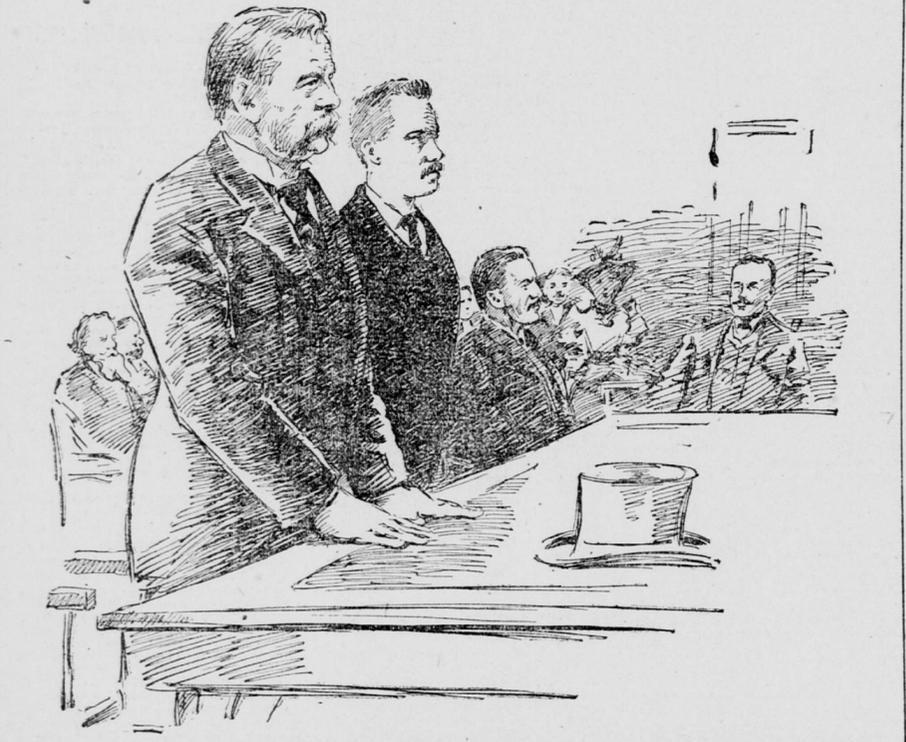
PREFERS PRISON. Mrs. Werner Will Not Leave San Quentin to Be Tried Again.

Mrs. Ida F. Werner, now serving a life sentence for the killing of her husband, has ordered her attorney, Mr. Campbell, to proceed no further in the prosecution of her appeal for a new trial, now pending before the Supreme Court. She says she does not want to go through the strain of a second trial, and that she would rather remain in prison.

PENALTY OF KNOWLEDGE. A Tacoma Man Strengthens a Theory of Minnie Williams' Death.

The theory that Minnie Williams' death was the penalty of her knowledge of the fate of Blanche Lamont has been strengthened by the following telegram received from THE CALL's special correspondent last evening:

TACOMA, WASH., Nov. 8.—Clarke H. Morgan, after more thought on the subject, says Minnie Williams was over to see an artist by the name of Thors concerning her photographs and her father on April 3, and that Durrant told Min-



DURRANT AND HIS COUNSEL STAND BEFORE THE JUDGE.

total of events that to go to make up the life of Theodore Durrant.

The first of these is that pronouncement of sentence on the verdict rendered in the Blanche Lamont case has been deferred until Friday morning, November 22.

The other is the indefinite postponement of the Minnie Williams case. In view of the latter circumstance a good many people are led to the belief that the Minnie Williams case will never be tried—or, at least, that it is not the present purpose of the District Attorney to try the case.

When asked if he were going to try the Williams case, Mr. Barnes replied, "I suppose so," which was not a very positive statement, and may be fairly construed into an inclination not to seek to hang Durrant twice. And for this the public will probably not be sorrowful.

Durrant has been convicted of the murder of Blanche Lamont. It is hardly thought possible that the Supreme Court will reverse this verdict, for Judge Murphy's course throughout the trial was eminently fair and impartial, and it is thought that whatever error he may have made was surely in the interest of the defendant.

With this conviction in the Lamont case it would seem to be not an unwarranted or unfair presumption that the man with whom Minnie Williams was seen to enter Emmanuel Church just before the murder and in whose pocket was found the purse of the murdered girl is also guilty of this second fiendish crime—a moral certainty, at least. And a moral certainty would seem sufficient in this case, seeing that a man can be executed but once in this incarnation, and that the verdict and sentence of a mortal court and jury could hardly be expected to have force and effect in any future mundane existence. But all this is in the abstract.

The concrete facts are that Department 3 of the Superior Court, holding session in Judge Murphy's old courtroom, was as crowded as ever yesterday morning with a multitude of men and women as eager to hear sentence pronounced as it was to witness the closing scenes of the famous trial. Sheriff Whelan was himself on hand with an ample force of policemen in the corridors and Under Sheriffs in and about the courtroom, so that the best of order was maintained.

Of the defense Durrant was the first one present. Just before court opened his father came in and greeted him and sat next to him on the left. A moment later the shining silk hat of Mr. Dickinson was thrown to the front of the crowd. He took the chair to the right of Durrant. Neither Mr. Durrant nor any of her friends were present. The session was to last but a moment or two and the sentence was not to be passed. Those most interested knew this and did not trouble to come into court for the few minutes.

There was no change in Durrant. He smiled kindly and quietly to those he recognized, spoke with his father and his counsel, and for the rest remained as passive as ever.

Presently Mr. Barnes entered, wearing a black overcoat, which he did not take the trouble to remove, knowing the briefness of the session. Then Mr. Piexotto entered. Captain Lees, Detective Seymour and many of the faces that grew familiar during the long trial were conspicuously absent. The lady in shining black silk and yellow chrysanthemum, who had upon the whole a kindly and pleasant face to look upon in the front row of the spectators' chairs. She was missed. And the two ladies with monstrous yellow chrysanthemums in their bosoms did not com-

The court proceeds: "You were duly informed against by the District Attorney of this City and County in an information filed against you in this court and accusing you of the willful and malicious murder of Blanche Lamont, a human being, on the 3d day of April, 1895. To this information and accusation you interposed the plea of not guilty, whereupon the cause was heard before a jury in this court. After a long and painful trial, the jury returned a verdict of murder in the first degree. This is the time fixed for pronouncing the sentence of the court. Have you anything to say why the sentence should not now be pronounced?"

Mr. Dickinson arises and stands beside Durrant. "You may sit down," says the court to the prisoner. Durrant resumes his chair.

They presented a large bill of particulars, in which were many well-known names on the delinquent list, among them Mrs. John Drew for a large sum as \$300 for 1500 cabinets, 200 Paris panels and 55 big 16x20's.

Williams declared that he was not required to guarantee the financial responsibility of his customers; if Marceau accepted them and did the work that the commissions were due him.

There was no written contract between them. Miss Mary O'Connell, cashier for Marceau, was the only other witness besides Williams, and the case was submitted. Marceau himself is in the East, and Mr.

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A. ZENGER, THE WITNESS WHO SAW DURRANT ENTERING EMMANUEL CHURCH.

"May it please the court," begins Mr. Dickinson, "I desire to ask for a reasonable time in which to prepare the affidavits to be presented in a motion for a new trial. I have been very busy and have not been able to prepare my motion yet. I have consulted the District Attorney and he has agreed to interpose no objection to my suggestion to the court that the time for sentence go over two weeks to-day."

"No objection," comes the voice of Mr. Barnes.

"Very well, gentlemen," says the court, "but I desire to say to counsel that in granting this extension of time I shall expect the counsel to come prepared to argue his motion at the time set. Let the record show, Mr. Clerk, that upon motion of the defendant the sentence of the court is deferred until two weeks from to-day—let me see—that will be November 22, at 10 o'clock in the morning. In the meantime the prisoner is remanded to the custody of the Sheriff."

MARKET STREET TRANSFER

A Lot Near the Ferries Changes Hands at a Handsome Figure.

It Will Have a Glass and Iron Building Six Stories High.

Another very important sale of real estate on Market street was made yesterday—the second to be announced within a week. This time it is a lot down near the ferries depot—25 Market street—which formerly belonged to the Crawford estate.

An agreeable feature of the transaction was the price paid for the lot, it being close to \$2000 a front foot for a lot 137x6 feet deep. The lot has a frontage of 45 feet 10 inches, and is deep enough to admit of the construction of a high modern building upon it and at the same time afford ample room for business, both wholesale and retail. It was bought by W. M. McCarthy, through Shainwald, Buckbee & Co., for \$80,000.

The new owner has leased the lot to a general merchandise firm for a long term of years, with a contract that he shall at once erect a six-story building, specially arranged for and adapted to the occupants' uses.

As much as \$70,000 is to be expended in this structure. There will be a high ceiling in addition to the six upper floors. The basement and first stories are to be constructed exclusively of brick and stone. Beginning with the second story this building will assume a character wholly novel in San Francisco, for the walls are to be of iron and glass throughout.

In style it will be similar to the building of Siegel, Cooper & Co., Chicago, which is one of the very latest innovations in mercantile architecture, the object being

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