SANTA ROSA'S MUNICIPAL WATER SYSTEM.

What the Mayor and the Councilmen Say of Its Practicability.

THE TAXPAYERS' UNION.

A Large Majority of Voters Support the Present Administration.

THE OLD WATER COMPANY.

Interviews With Many of the Leading Citizens Concerning the New Plant.

The inauguration of municipal ownership of a water supply by a California city is a matter of general interest to every citizen in the State. It seems to be the present tendency of municipal governments to take under their own control two of the great common necessities of any considerable community—water and light. As yet, this tendency is in the experimental stages, and every example of its realization is watched keenly by all thoughful citizens.

The busy, prosperous city of Santa Rosa offers the example at present. In May, 1893, her citizens indorsed at the polls, by nearly a three-quarters majority of the entire vote of the city, a plan to issue bonds in the sum of $165,000 for the erection of a water-works plant to be owned and operated by the municipality. In September of this year the contract was let, the bonds placed and the work begun. Early in the spring of the coming year the work will be completed, it is calculated, and Santa Rosa will have her own water supply.

Naturally enough there have been some differences of opinion among the citizens of Santa Rosa concerning the advisability, the practicability and the methods adopted of securing the new water-works plant. Heretofore THE CALL has published brief telegrams from Santa Rosa which have indicated some of the opinions held and statements made by various persons interested in the important measure. These have been read with keen interest by the citizens of other municipalities who are watching the progress of the work at Santa Rosa with something more than the calmness of disinterested spectators.

It will be recognized as a self-evident fact that a paper like THE CALL, that wishes to be impartial to both sides of a controversy, can do nothing better nor fairer than to allow the representatives of the opposing factions to present their arguments in their own way, leaving the decision of the matter to the judgment of the public.

If Santa Rosa's plans are carried to successful fruition Santa Rosa will stand as an example to other cities that are interested in similar movements. On the other hand, if Santa Rosa fails in this respect she will remain as an example to those who oppose the further municipalization of public utilities.

With the end in view of presenting more complete data concerning the difference of opinion existing in Santa Rosa on the question of the municipalization of her water supply, THE CALL assigned to one of its staff reporters the duty of interviewing, at Santa Rosa, a number of the more prominent citizens who have been active on both sides in the discussion of what is certainly a living issue and of far more than local importance. Some prominent citizens of Santa Rosa, who would naturally be expected to speak on this matter, while willing to express their opinions in private conversation, did not wish to be publicly quoted, and consequently their views do not appear in this article.

SANTA ROSA'S MAYOR.

E. F. Woodward Says the Council Carried Out the Will of the People.

"You will find that Santa Rosa is practically a unit to-day in favor of the rapid completion of the city water works under the plans that are now being carried out," said Mayor E. F. Woodward.

"You will find that what little opposition there is to these plans comes from a very few men who would be, financially benefited by the failure of the municipal water works. Let me give you a brief history of the matter. In May of 1893 the election to decide whether water bonds should be issued or not was held. The vote stood 750 for the bonds to 251 against them. Previous to that we had an imperfect and inadequate water supply. Complaints were heard on every hand. In the dry season, when water was used for irrigating, householders suffered greatly for a lack of water. More than this, the quality of the water was bad at times, and often it was not fit to drink. The present Council and Mayor were elected, without regard to politics, because they were pledged to give the city an adequate water supply that should be owned by and operated for the whole people.

"At first it was thought desirable to buy out the plant of the old water company, and such a proposition would have been submitted to the people had it not been that the owners of the existing water company valued their plant at what was generally conceded to be an exorbitant figure. I believe the Council would have indorsed an offer of $175,000 from the water company. It would have cost about $100,000 to put the plant in proper shape for supplying the needs of the City. But the old water company held out for $225,000, or thereabouts, I believe, which would have entailed a much greater indebtedness upon the City than the Council was willing to assume. Experiments were then made and estimates secured of the cost of a pumping works and reservoir. It was found that an inexhaustible water supply was at hand and experts pronounced it to be of the best and purest kind. It was found also, that the needed wells could be sunk, the pumps put in, the reservoir built, and the pipes laid—in fact the whole plant complete for the sum of $161,000.

"This was the proposition submitted to and ratified so enthusiastically by the people in May, 1893. The bonds bearing 4 per cent interest were duly issued. The financial crisis came along just then, and as it was impossible to dispose of the ordinary municipal bonds at par just then we changed them so as to make them payable in gold coin of a certain standard semi-annually and at the city of New York. There was some question as to the legality of these bonds, so a test case was made, and the Supreme Court pronounced them illegal. Then the bonds as authorized by the election were issued, but could not be placed at once.

"The city officials knew that a determined effort would be made by those interested in the old water company to prevent the placing of these bonds and the letting of the contract. They had before them the experience of eight other cities where water bonds had beeen voted and the will of the people finally defeated by the technicalities of the courts. This they determined to prevent if possible, and to this end their work was done quietly and without any blare of trumpets. In October of last year the contract was let to the lowest bidder, after due and legal advertising.

"Robert Effey of Santa Cruz and Garrett & Co. of San Francisco were the only bidders, and under the law the contract was awarded to Effey. He transferred the contract to Paul B. Perkins, who, in September of this year, became the purchaser of the bonds.

"It was this latter transaction to which the Taxpayers' Union has taken exception. When the bonds were placed, this consummated the contract, and the work was commenced at once. Everything was done in a regular and legal manner. The Council had the advice of the best legal talent in the county in all its actions, and results will prove, I believe, that these actions were honest, sincere and in due legal form.

"You will find that the Taxpayers' Union has a very small membership, and that most of them would be financially benefited by the failure of the new water system. Complaint has been made that the city has no adequate bond for the performance of the work. That complaint is groundless, as the city is amply secured in the fullest manner against the failure of the contractor to perform his work honestly and according to specifications."

TAXPAYERS' UNION.

President W. H. Byington and Other Members Criticize the Mayor and Council.

"It was a reckless and irregular piece of work from first to last, this action of the Council and city officials in placing the bonds and letting the contract for the new water works," said W. H. Byington, who is one of the larger property-holders at Santa Rosa and president of the Taxpayers' Union.

"In the first place the present water supply is ample for this city and there never has been a need for another plant. It is a piece of municipal extravagance that will be sure to have a bad effect upon the future of the city.

"It is probable that no city in the State, or any other State, of the size of this city, has had so many suits tried and pending as Santa Rosa has had during the past year. It becomes necessary to inquire as to the cause, at least, of some of them. If the action of its Mayor and Common Council has been within the limits fixed by law for their guidance, as the agents and trustees of the city, then the bringing of the suits should be condemned by every person having knowledge of the suits, and the Mayor and Common Council should receive that support and praise to which merit and integrity are entitled.

"If, however, the Mayor and Council, knowingly and purposely, met in secret session, or outside the Council chambers, arranged matters that would come before them officially, as such agents and trustees; if they concealed from their principals, the people, so long as concealment were possible, their official actions; if representations have been by them made to the public which were intended to mislead; if they knowingly attempted, not once, but more, to exceed their power, and only desisted when compelled to by decrees of court; if they have placed the people's money where it is liable to be lost, without taking security—then, in such case, their action is a matter for serious consideration and should be fully inquired into. We claim that all of these things have been done, and for this reason the Taxpayers' Union has felt in duty bound to bring the matter to the attention of the courts."

COLONEL J. D. McDONALD, president and chief owner of the Santa Rosa Water Company, takes a similar view of the situation. "Our water system is perfect," said he, "and there was no need for another plant. More than this, the contract has been let for about $30,000 more than the work would have been done for by another party, I am informed. There appears to be an element in this city which is reckless of expenses entailed upon the property-owners. They have little or nothing to risk themselves, and no appreciation of the burdens imposed upon taxpayers by municipal extravagance."

A. P. OVERTON, president of the Savings Bank of Santa Rosa, which institution is credited with being a holder of some of the stock in the old water company, said he did not approve of the course pursued by the proponents of the new water system.

"I have no specific charges to make against those who engineered the job," he said, "but in my opinion they acted recklessly and illegally, to say the least. It is true that in going to the courts for an adjudication of the matter we are taxed for counsel fees and legal expenses of both sides of the issue, and it appears that the work will be finished before the courts have decided the issue. In view of these facts I am not certain that it is wise for us to continue the legal battle at present, though we have justice and principle on our side."

ANDREW MARKHAM, a director of the savings bank, was very positive in his assertions that the actions of the Mayor and the Council were illegal and should be the subject of judicial investigation.

"I believe the Taxpayers' Union has taken the proper stand in the matter," said he, "and that we are bound to press the suit now in the courts. We represent the heaviest taxpayers of Santa Rosa, and consequently the men who are most interested in checking this extravagant tendency of the present city officials. We are bound to get to the bottom of this whole matter and see that justice is done to all concerned in it."

TWO LEGAL OPINIONS.

City Attorney W. F. Cowan and Lawyer A. B. Ware for the Water Company.

"It was a star chamber proceeding throughout and illegal and irregular as well," said Attorney A. B. Ware, who is counsel for the Taxpayers' Union in the suit now pending against the city authorities. "Our position is best stated, perhaps, in the complaint filed against the city. In that document the invalidity of the bonds and contract is claimed on two grounds. First—That fatal jurisdictional defects exist in the proceedings preliminary to the supposed issuance of the bonds and letting of the supposed contract. Second—That the defendants were guilty of fraud in suppressing and conspiring to suppress free bidding, whereby it is claimed that the contract was let for at least $31,000 higher than if it had been fairly let in an open market, after, instead of before, a sale or supposed sale of the bonds; and in allowing and causing one of their number, the original contractor for the work of construction, to exchange the bonds for the mere promise to perform the work.

"We allege further that there was no money in the treasury applicable to the construction of the water works at the date of two certain blds, or supposed bids, and that this fact was known to the authorities; that the written portion of the two bids were in the same handwriting; that one A. L. Fish informed the defendant that he would bid $130,000 if the bonds were first sold and the money placed in the treasury, and that the said amount is the full value for the proposed work; that there was less than $40,000 in the treasury when a certain warrant for $161,000 was ordered in favor of the contractor by the municipal authorities, and that this $40,000 was not part of the fund provided for the construction of the water works, and that all the defendants knew it; that the bonds are now in New York and that the minutes of the Council are silent as to their disposition; that the contractor is almost, if not wholly, insolvent; that it was understood and prearranged that no other bids would be permitted for the bonds than that offered by the contractor.

"This, practically, is the Taxpayers' Union's case against the city officials of Santa Rosa. The case is entitled Mock vs. Santa Rosa. We stand prepared to substantiate all these allegations in court."

"Not all of these particular allegations are false," said City Attorney W. F. Cowan, who is defending the Mayor and Councilmen of Santa Rosa against the suit brought in Wesley Mock's name, "but the claims of fraud and illegal procedure are certainly false in every particular. They are not only false allegations but ridiculous ones as well, and are not really believed by the few men who have subscribed to the tenets of the Taxpayers' Union.

"No one seriously believes that the Mayor and Common Council of Santa Rosa are corrupt. These allegations are made in desperation, in order to make the Council show its band and divulge all its proceedings in this matter, so that the courts may be invoked on technical points to defeat the will of the people as expressed in that overwhelming vote for the issuance of water bonds.

"It is false that there was a conspiracy to suppress free bidding on the contract; it is false that the contract was let for $30,000 more than the work could have been done for; it is false that the contractor is nearly or quite insolvent, or anything but solvent and reliable; it is false that insufficient security was given for the right performance of the contract; it is false that—but why go into details at this stage of the proceeding? Every allegation of fraud or conspiracy is utterly false and groundless and will fall flat and pointless before a judicial investigation.

"If the men who are back of this suit have the courage of their convictions why do they not put up the required bond, have the work stopped at once and the suit heard in court now? True, it would require a heavy bond to secure a mandatory injunction, but if these allegations of fraud and conspiracy be true there can be no danger of any loss from the placing of such a bond.

"The whole purpose of this suit is an attempt to throw odium on the present city officials, but the attempt will be fruitless. These men have carried out the wishes of the people who elected them by an overwhelming majority. They have taken no step without competent legal advice, and they retain to this day the entire confidence of the electors who clothed them with the authority they have rightly employed for the benefit of the whole people."

Associated with Mr. Cowan in the defense of the Mayor and Councilmen is Attorney Thomas Rutledge, one of the ablest lawyers of Sonoma County. The Taxpayers' Union is also ably represented in the legal battle that is now languishing in the courts, for Mr. Ware is assisted by Attorney Farquehar, who is also secretary of the Taxpayers' Union, and is known as an able counsel.

THE CITY FATHERS.

Santa Rosa's Councilmen and the Stand They Took on the Water Question.

Santa Rosa's legislative board comprises the Mayor and six Councilmen, who are chosen from among the representative business men of the beautiful and thriving community.

This is Mayor Woodward's second term at the head of the city's affairs. He is also the Treasurer of Sonoma County and one of the most popular men in Santa Rosa and the entire county. He is a property-owner in Santa Rosa and the proprietor of a livery business.

Councilman G. A. Tupper is the proprietor and manager of the Tupper House, one of the well-known Santa Rosa hotels. Mr. Tupper has been and is still a stanch supporter of the municipal water system.

Councilman F. Berka is one of the substantial citizens of the county, a property-owner and the proprietor and manager of a lumber-yard in Santa Rosa. He says he has entire confidence in the successful outcome of the city's water plant. He acted with the other Councilmen in the matter and is satisfied that he did nothing more than his legal duty throughout.

Councilman C. N. Collins is one of the partners in the firm of Collins & Weeks, wholesale and retail butchers and cattle-dealers. Mr. Collins declares he has nothing to regret in the action of the Council, and that every step taken by it was legal and in accord with the wishes of the electors.

Councilman T. P. Keegan is a member of the firm of Keegan Bros., the clothiers. He is a property-owner and a successful business man. "The old water company gave a very poor and inadequate service," said Mr. Keegan, "and the Council only carried out the will of the people in instituting the new water works. Criticisms have been made as to the adequacy and quality of our new water supply, but these have been based upon ignorance of the real facts of the case. We have a limitless supply of pure, soft water that has been pronounced by Professor Rising of the University of California of the first quality. From the opposition of the old water company we found it necessary to use a little diplomacy in planning the new system, but I can assure you that all of our acts were entirely legal and conscientious, and we have no fear of the outcome."

Councilman E. D. Harris is well known in business circles in Santa Rosa, and is at present connected with one of the largest hardware-houses in that city. He is in full accord with the action of the Council, and declares his readiness to stand or fall by the verdict of the people when they shall come to pass upon the matter.

Councilman J. S. Wilson owns several pieces of property in Santa Rosa and is the proprietor of a grocery and notions business there. Like all his colleagues in the Council, he is a firm believer in the successful issue of the new municipal water works. "The action of the Council was harmonious from first to last," he said, "and when the new service is in operation the action of the Council will again be fully indorsed by the people. The receipts of the water works will more than pay the bond interest, even at a greatly decreased rate to the consumer. I am confident that Santa Rosa's water supply will be an added inducement for people to settle in our city."

PROMINENT CITIZENS.

Well-Known Business Men of Santa Rosa Express Confidence in the New System.

The following brief interviews are expressions of opinions of some of the prominent citizens of Santa Rosa on the important water question:

A. B. LEMMON, editor and proprietor of the Santa Rosa Republican—I believe that the action of the Mayor and Councilmen in this matter has been not only conscientious and entirely legal, but also for the best interests of the entire community. The allegation contained in Wesley Mock's suit against the city, to the effect that A. L. Fish would have taken the contract to put in the plant at a material reduction, falls completely, I take it, when the fact is shown that Fish put in no bid at the proper time, and that he only made his offer on the street after the contract had been let. The old water supply was inadequate. We needed a better service; the people wanted it and authorized it and are certainly going to get it. When completed it will add one more to the long list of advantages that Santa Rosa has to offer to home-seekers and settlers. We paid the old water company about $30,000 a year for its inadequate service. Our bonds bear 4 per cent interest. Any one can figure out for themselves the pecuniary gain to the city under the new system.

E. E. MORROW, hardware merchant—The old water company was given every possible opportunity to sell its plant to the city at a reasonable appraisement. Their service was inadequate, both for domestic consumption and for the Fire Department. A better system was an imperative necessity. Santa Rosa does not owe a cent. The old water company collected annually a great deal larger sum of money than all the city's taxes amounted to. When the new plant is in operation water will be practically free to the citizens of Santa Rosa.

DR. W. E. LOWREY—I voted against the water-bond issue, and my wife, who owns considerable property here, was one of the original members of the Taxpayers' Union. But now that the work is progressing smoothly I am opposed to any further contest of the matter, and believe and hope that the new plant will be completed in due time and operated successfully and with advantage to the whole city.

B. M. SPENCER, grocer—I have heard some vague talk of dishonesty in this matter, but I do not believe that the accusations are made seriously. Whatever my opinions were at first, I am certainly opposed to involving the city in any further lawsuits. I believe the new water works will be a success and an advantage to Santa Rosa.

J. W. WARBORG, druggist—I believe the public sentiment in favor of a municipal water system is even stronger now than it was when the bonds were voted. The intention is, I believe, to make the water ultimately free to all citizens and have the operations met by general taxes. This would certainly equalize the burden and be a splendid thing for Santa Rosa. I have all faith in the new system and in the men who projected it.

W. E. McCONNELL, attorney and ex-president of the Santa Rosa Bank—At first I voted against the proposition for a city water works, fearing that the plan was premature. But now I want to see the work carried out successfully, and I believe that it will be. Santa Rosa will be that much richer when she owns her own water system.

D. N. CARITHERS, clothing merchant. I have been against the movement from the start, because I do not think it was a wise or a regular proceeding. But now that the work is in progress I think the best we can do is to keep hands off and lessen the expense as much as maybe.

P. TOWEY, meat market—The old water supply was totally inadequate to the needs of the growing city, so the citizens voted for a new system that should be owned and operated by the people, and I think you will find but very few persons in Santa Rosa to-day that do not realize the wisdom of the plans adopted. In San Francisco you call the kind of people who are now objecting to the new system silurians. As a matter of fact there is no real opposition worthy of the name to the municipal water works.

L. W. BURRIS, cashier Santa Rosa Bank—I am certainly in favor of the new water system. Whatever might have been thought of the advisability of the bond issue, it seems to me that the only thing to do now is to lend the new movement every encouragement, and hope for the rapid and successful completion of the new plant.

W. D. REYNOLDS, real estate dealer—Of course I am in favor of the new water supply, and I believe every public-spirited citizen of Santa Rosa is of the same mind. It means not only cheaper taxes, but cheaper insurance rates as well. It means a big saving to property-owners and water consumers generally. It is one of the best things this city could have—a water supply of its own.

BLOOD ON THE MARSHES.

Brundage, Head Keeper of the Teal Club, Smashes a Hunter's Nose.

The Sportsman, on Entering the Cars, Was Knocked Down by the Gillie.

James Brundage, the head keeper of the Teal Shooting Club, whose headquarters is at Teal station, Suisun Marsh, distinguished himself yesterday afternoon by drawing the first real warm blood that has been shed on the Suisun marshes this year.

The trouble came about in this way: Some hunters, who had been domiciled at Bell's ark, which is anchored in one of the principal sloughs within half a mile of the Teal Club's rendezvous, were returning from shooting in the company of a guide named Aiken. As they were crossing the railroad bridge, which spans the slough near Teal station, Brundage, who happens to be a colored man, shouted at Aiken, and then calling the attention of the sportsmen said: "Aiken, you are a thief and an ex-convict." Brundage repeated this statement with emphasis again, and then Aiken replied by telling Brundage that he lied. Mother, the sportsman, who was guided by Aiken over the marsh, grew angry at the language the keeper used to his guide, and turning to Brundage said: "You ought to be ashamed of yourself; why, they hang niggers in the South for such language as that" Brundage grew furious, and immediately telephoned to Suisun for a constable, who arrived on the 4:30 P. M. train, which was in charge of Conductor Avery.

As the hunters were boarding the cars at the station Brundage was waiting on the platform for the arrival of the man who had so deeply insulted him. Mother was the last man to step on board, and as he landed on the second step Brundage aimed a well directed blow with his fist at the hunter's face and struck his nose, inflicting a deep gash from which the blood poured freely. Constable Kinloch immediately placed Brundage under arrest. He was brought before Justice Maynard, pleaded guilty to a charge of battery and was fined $5 and costs. The hunter who was struck said that Brundage will not get off as lightly as he expected. He proposes to employ legal talent to-day and will prosecute Brundage to the fullest extent of the law. The head keeper is reported to have said that one of the employes of the Teal Club was shot at yesterday and for this reason he telephoned the Constable for the purpose of having the shooter arrested, but there is very little faith placed in the head keeper's statement, as there are none of the keepers under him prepared to show any signs of injury from leaden pellets.

Sportsmen who happened into the preserve were handed notices to vacate the premises, but of recent date no injunctions have been served. Trouble on the marshes is daily expected, and unless a settlement is soon had of the long-pending injunction case which is to come up before Judge Buckles of the Superior Court at Fairfield on Thursday somebody is liable to get hurt.

CASWELL RECEPTION.

A Special Committee Will Meet the Returning Commander at Port Costa.

At a meeting of the committee that will receive Thomas Hubbard Caswell, sovereign grand commander of the Supreme Council of the southern jurisdiction (mother council of the world) of the Ancient and Accepted order Scottish Rite Freemasonry, held yesterday, it was decided that on his approach to-morrow morning he will be met at Port Costa with a private car and welcomed home again by the committee composed of August L. Ott, J. L. M. Shetterly, C. A. Wagner, H. J. Lask, C. L. Pierce, T. H. Goodmano and W. F. Pierce and then escorted to the mole, where all the members of the Rite will be in waiting to receive him.

The members of the Rite will assemble at the Masonic Temple early in the morning and in a body go to the mole. Upon his arrival in this City the sovereign grand commander will be driven to his home, and when he has rested from the fatigue of the trip he will be tendered a formal reception and banquet at a time agreeable to him. This will be either in the Masonic Temple or in the hall of Golden Gate Commandery.

THE BAY DISTRICT TRACK.

Detective Took a Race in an Exciting Finish From Fannie Louise.

FAVORITES WON THREE EVENTS

The Veteran Oregon Eclipse Proved Too Much of a Stayer for Ferris Hartman.

The win of Caliente yesterday certainly does not speak well for Hinrichs' ride on the colt a few days back. In that race he got out off at the start, falling back and never getting near the front again. Yesterday with Coady, an inferior rider, up, he fell back to last position, but went through his field in the stretch like a racehorse and won in the remarkably good time of 1:01¼.

The stewards held a meeting at the conclusion of the races to look into the peculiar ride made by A. Williams on Montana in the last race. The boy appeared utterly incapable and the racer's owner would probably be requested to put up a more competent rider in future. He was backed down from 25 to 12 to 1. The horse was full of run, but Williams took him completely out of the race, making his run only when to win meant an impossibility.

The owners of good horses seem to be keeping their charges under cover, for yesterday's card was made up of a very ordinary lot of selling platers. The track was bullet fast and fast time was the general rule. Of the six favorites, three lasted long enough to get to the wire in front, while two second-choices and one outsider gobbled up the other events.

About the prettiest contest of the day was furnished in the last event, a mile selling dash, when Detective, the even-money favorite, Fannie Louise and Hy Dy indulged in a blanket finish. Detective gained the verdict by a scant half length, with the other two short heads apart. The winner covered the distance in the remarkably good time of 1:40¾.

A five and one-half furlong run, with light welter weights up, opened the day's sport and resulted in a hollow victory for the second choice, Selkirk, who led all the way and won by six lengths, pulled up. The 8 to 5 choice Allahabad took the place from Rogation without difficulty.

The next race was over the same distance and under like conditions. Morgan G, ridden by his owner, J. Johnson, proved the victor, winning cleverly by a length from Eva S II gelding. The 8 to 5 favorite, Mount Roy, was third. The winner was 8 and 10 to 1 in the betting at one stage.

The El Primero stable's good youngster Caliente downed the seven youngsters opposed to him in the two-year-old event at five furlongs very impressively. Going to the post an 8 to 5 favorite, he got away well, but almost immediately fell back to last place. Under Coady's urging he wended his way through the bunch and won at the end handily, a length before Imp. Endymion, in the fast time of 1:01¼.

The fourth race, over a mile, was a very open betting affair. Centurion ruled a slight favorite, with Monita a decidedly heavily backed second choice, played down from 6 to 3 to 1. Charmer went to the front and cut out the running, leading until well into the stretch. Olivia here took the lead and looked a winner until within thirty yards of the wire, where she was passed by Monita, who came strong under Chorn's persuasive riding and beaten out a neck in 1:41½. Centurion finished third.

The fifth race, a five and a half furlong spin, for all ages, brought out six good sprinters. Grady opened a 3 to 2 favorite, but finally closed an equal choice with Oregon Eclipse, both going to the post 11 to 5. The race simmered down to a drive between Oregon Eclipse, ridden by Willie Martin, and Barney Schreiber's youngster Ferris Hartman. Oregon Eclipse outlasted the two-year-old and won by a length in 1:07¼. Grady was a bang-up third.

Fiftieth day. Monday, November 18. Weather fine. Track fast.

257. FIRST RACE—Five and a half furlongs; selling; light welter-weights; purse $250. Time, 1:08¾.

Ind.	Horse, weight, jockey.	St.	½	¾	Fin.
246	Selkirk, 136 (C. Long)	1	1⁵	1⁸	1⁶
235	Allahabad, 132 (J. Johnson)	3	4h	5½	2²
235	Rogation, 131 (Maynard)	4	7h	6²	3½
214	Leonatus, 136 (A. Ward)	6	6²	4½	4⁴
	Long D'Or, 133 (Ambrose)	2	2¹	2¹	5¹
215	Little Flush gelding, 128 (Stewart)	5	3h	3h	6h
194	Corrinne Buckingham, 133 (J. Murphy)	7	5h	7	7²⁰
187	Prince Devine, 131 (Wilkins)	8	8	8	8

Start good. Won easily. At post 12 minutes. Winner, D. Bridges' ch. h., by Verano-Genovivia.

Betting: Selkirk 11 to 3, Allahabad 9 to 5, Rogation 30, Leonatus 20, Long D'Or 20, Little Flush gelding 7, Corrinne Buckingham 12, Prince Devine 20.

258. SECOND RACE—Five and a half furlongs; selling; light welter-weights; purse $250. Time, 1:08½.

Ind.	Horse, weight, jockey.	St.	½	Str.	Fin.
248	Morgan G, 130 (J. Johnson)	6	5²	2½	1¹
(243)	Eva S II gelding, 128 (Stewart)	4	3½	3³	2³
235	Mount Roy, 133 (F. Wilson)	1	1³	1h	3n
194	Dorsey, 132 (Barton)	7	6¹	4½	4⁴
(252)	Bob Tucker, 128 (Elrod)	5	4¹	5h	5³
183	Josie G, 133 (J. Flynn)	2	2¹	6¹⁰	6¹⁰
	Miss Murphy, 133 (Wilkins)	3	7	7	7

Good start. Won easily. At post 10 minutes. Winner, J. Johnson's br. g., by Joe Hooker-Bonita.

Betting: Morgan G 6, Eva S II gelding 13 to 5, Mount Roy 9 to 5, Dorsey 9, Bob Tucker 7, Josie G 20, Miss Murphy 40.

259. THIRD RACE—Five furlongs; selling; two-year-olds; purse $300. Time, 1:01¼.

Ind.	Horse, weight, jockey.	St.	½	Str.	Fin.
237	Caliente, 102 (Coady)	6	8	3½	1²
227	Imp. Endymion, 99 (Chevalier)	4	1¹	1¹	2¹
237	Jack Atkins, 99 (McIntyre)	2	5²	5³	3½
237	Little Flush filly, 99 (Cochran)	3	2¹	2h	4²
236	Don Pedro, 102 (E. Jones)	7	3h	4²	5³
193	Suffrage, 99 (Rowan)	1	6h	8	6½
236	Walter J, 102 (McClain)	8	7½	7⁵	7¹⁰
127	Fireman, 106 (T. Sloan)	5	4h	6³	8

Start good, Won easily. Winner, El Primero stable's ch. c., by El Rio Rey-Hettie Humphrey.

Betting: Caliente 8 to 5, imp. Endymion 4, Jack Atkins 40, Little Flush filly 12, Don Pedro 12, Suffrage 12, Walter J 5, Fireman 10.

260. FOURTH RACE—One mile; selling; three-year-olds and up; purse $300. Time, 1:41½.

Ind.	Horse, weight, jockey.	St.	½	Str.	Fin.
228	Monita, 104 (J. Chorn)	1	6	5²	1h
244	Olivia, 92 (E. Jones)	3	4¹	3½	2¹
238	Centurion, 101 (Donnelly)	5	2¹	2¹	3h
250	Charmer, 101 (T. Sloan)	4	1h	1¹	4¹
(215)	Schnitz, 109 (W. Martin)	2	5½	4½	5h
245	Elmer F, 101 (W. Smith)	6	3h	6	6

Good start. Won driving. Winner, M. Schwartz' b. g., by St. Saviour-Night Hawk.

Betting: Monita 14 to 5, Olivia 5, Centurion 11 to 5, Charmer 4, Schnitz 7, Elmer F 20.

261. FIFTH RACE—Five and a half furlongs; all ages; purse $300. Time, 1:07¼.

Ind.	Horse, weight, jockey.	St.	½	Str.	Fin.
249	Oregon Eclipse, 109 (W. Martin)	1	3h	2½	1¹
784	Ferris Hartman, 87 (C. Slaughter)	2	2h	1h	2¹
(189)	Grady, 94 (McClain)	3	4²	3³	3³
242	Encino, 92 (E. Jones)	5	1h	4²	4⁴
(248)	Soon Enough, 102 (McIntyre)	4	5¹	5³	5¹⁰
124	Midlo, 87 (Wallace)	6	6	6	6

Start poor. Won handily. Winner, J. Robbins' ch. g., by Joe Hooker-Lulu Riggs.

Betting: Oregon Eclipse 11 to 5, Ferris Hartman 3, Grady 11 to 5, Encino 15, Soon Enough 75, Midlo 7.

262. SIXTH RACE—One mile; selling; three-year-olds and upward; purse $300. Time, 1:40¾.

Ind.	Horse, weight, jockey.	St.	½	Str.	Fin.
(239)	Detective, 92 (Chevalier)	4	3⁵	2½	1½
228	Fannie Louise, 98 (Donnelly)	2	1¹	1¹	2h
250	Hy Dy, 101 (Riley)	3	5³	4⁴	3³
250	Duchess of Milpitas, 98 (T. Sloan)	5	2²	3³	4³
239	Montana, 112 (A. Williams)	1	4h	5⁴	5⁴
250	Mary S, 101 (E. Jones)	6	6	6	6

Start good. Won driving. Winner, Westchester stable's b. g. by Imp. Deceiver-Exile.

Betting: Detective even, Fannie Louise 9 to 5, Hy Dy 20, Duchess of Milpitas 5, Montana 12, Mary S 40.

Following are to-day's entries:

First race, eleven-sixteenths of a mile, selling—Silver 100, Prince 105, Burmah 100, Kitty A 102, Sinbad 105, Soledad 105, Gondola 105.

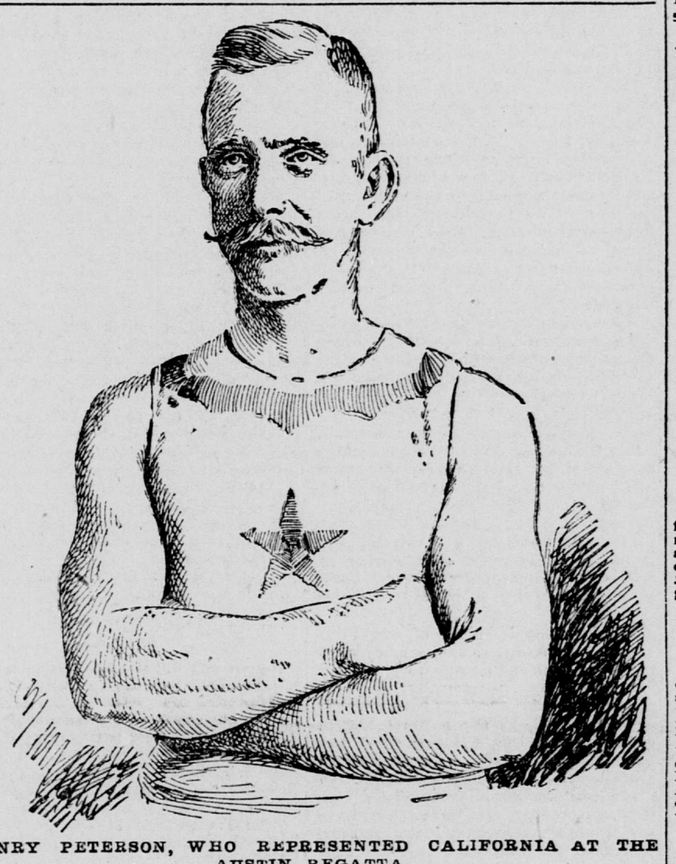
Second race, eleven-sixteenths of a mile, selling—Sleeping Child 106, Toano 111, imp. Lolokulani 107, Beatrice 104, Duchess Towers 102, The Judge 114, Hiram Argo 105, Last Chance 107.

Third race, eleven-sixteenths of a mile, two-year-olds, selling—Perhaps 110, St. Lee 104, Claud Hill 101, Belle Boyd 108, Marionette 106, Zeta 99, Virgie A 103, Miss Pollard 101, Laura F 112, Veva 108, El Primero 102.

Fourth race, three-quarters of a mile, purse, non-winners—Jim Corbett 109, Great Falls 112, Valparaiso 109, Silver Lip 104, Lady Splendor 109, Al Broeck 104, Ida Sauer 104, Irma 104, R H 109, Joe Hill 109, Judge Tam 104, Fond Hopes 104, Fijian 104, Huguenot 109.

Fifth race, thirteen-sixteenths of a mile, selling—Rosebud 107, Rose Clark 106, Charmion 112, Model 102.

Sixth race, one mile, selling—Faro 104, Leonville 105, San Luis Rey 101, Favory 101, Don Cæsar 101, Happy Day 101, Schnitz 103.



HENRY PETERSON, WHO REPRESENTED CALIFORNIA AT THE AUSTIN REGATTA.

[*From a recent photograph.*]

BARRED FROM FOOTBALL

A Scholastic Requirement That Results in Loss to Both Varsities.

Simpson, Hall and Garton Cannot Play, so the Olympic-Stanford Return Game Is Off.

Simpson, Berkeley's star tackle, and Hall, a promising halfback, are debarred from playing in the California team in the great intercollegiate game on Thanksgiving. And Garton, the giant center rush at Palo Alto, is also disqualified. Such is the decree of the faculty athletic committees of the two universities.

By an intercollegiate five-year agreement entered into last year Berkeley and Stanford decided that a special student, to be eligible to the Varsity, must have to his credit ten hours' university work, and must also be taking at least ten recitations of one hour each a week. This was done for two reasons. Primarily it is to prevent men of particular physical fitness from being faked into college simply as football material, without their having to undergo and generally without being able to pass the rigorous entrance examinations imposed upon the regular student.

A secondary consideration, and one in which the faculties are more concerned, is the check thus placed on the improperly prepared student, whose college work might suffer from attention to football. But when a special shall have been in college long enough to receive ten hours' credit the supposition is that he has come for the purpose of study and not simply to try for gridiron glory with the slimmest possible scholastic requirements.

So much did the Berkeley men prize Simpson that they forgot the intent of the agreement and offered to overlook Garton's ineligibility if the Stanford manager would permit California's new found tackle to play.

Among Berkeley's list of eligibles this year appear the names of Archie Pierce, last year's center rush, and for several years a member of the faculty; Walter Henry, a '93 graduate and a student in the Law College, and Kington, center rush of the Olympic team, who is a member of the College of Pharmacy.

The Stanfords' manager has protested Pierce's name for this reason. Nevertheless Pierce has played year after year on the strength of being registered as a graduate student.

The Olympic-Stanford return football game agreed upon for this afternoon is off. The Stanford manager notified the Olympics yesterday that the lateness of the hour of the proposed game would make it necessary for his men to hurry to the last train without a bath after the contest and then not get their dinners till 8 o'clock, and he considers such irregularities injurious to the team's condition when so few days remain before the intercollegiate match.

The Olympics could not go down to Palo Alto to play, so this afternoon they will have another of their secret practices with the Berkeley eleven at Central Park. But the Reliance men have decided to practice with the Stanford Varsity on the college campus this afternoon.

Events seem to have shaped themselves so that the two athletic clubs are taking sides with the college players. The Olympics, with Porter and Kington as students in the professional colleges of the State University, are getting practice with the Berkeley team, and both will be greatly benefited for their coming games. The Reliance team, with its captain and three other men, ex-Stanford players, has apparently become an ally of the wearers of the cardinal.

On Saturday afternoon the Olympics and the Reliance elevens will struggle for supremacy, and it is expected that the long-existing enmity between the two teams, caused by their early contest for players, will result in a game that will be a little less gentle than is usually the case with ordinarily fierce football matches.

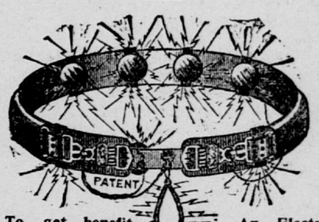
Williams After Lorentzen.

The charge of disobeying orders preferred by Captain Lorentzen of the bark Oakland against Steward John Williams was dismissed by United States Commissioner Heacock yesterday. Lorentzen's ground of complaint was that Williams had not put out two slices of bread for the night watch, though told to do so. Williams now threatens to try to substantiate an accusation he makes that Lorentzen gave too much laudanum to Captain Maguire while the latter was sick. Captain Maguire died on the voyage.

Orders will soon be given by the admiralty for the construction of three first-class cruisers for the English navy. The vessels are to be of even greater power and speed than the recently completed Powerful and Terrible.

WHY IT CURES

Reasons for the Phenomenal Cures Reported by Patients Using Dr. Sanden's Electric Belt. None Too Sick and None Too Well to Be Aided by This Wonderful Remedy.



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