ANTI-FUNDING MEMORIAL

All Three Reports to Be Woven Into One Complete Document.

THREE CLAUSES ARE OMITTED.

Friday Morning the Entire Petition Will Be Submitted for the Committee's Ratification.

Friends of the anti-refunding agitation—and their name is legion on this coast—regret exceedingly that a dissension has arisen in the committee selected by the State Anti-Refunding Convention to draft a memorial to Congress that shall represent the feeling of the people of California on the measure now pending to refund the Pacific railroads debt.

Nevertheless the dissension is there. Mr. Estee has disagreed with the remainder or the committee—or the remainder of the committee has disagreed with Mr. Estee. The report submitted by Mr. Estee, who is chairman of the committee, was, with the exception of three paragraphs, unanimously indorsed by the meeting of the whole committee held at the Mayor's office yesterday morning. It is feared, however, that Mr. Estee will not agree to this mutilation, for though the stricken paragraphs are brief in words they are yet pregnant with meaning and mark rather plainly the line of difference between Mr. Estee and the remainder of the committee. The first of the paragraphs which are to be eliminated from Mr. Estee's draft for a memorial to Congress is as follows:

One of the reasons given for the organization of these corporations was that Mr. Huntington and his associates might own and control bridges and ferries on the line of the railroads, like the bridge over the Colorado River on the line of the Southern Pacific Railroad. These bridges, although belonging to the railroad system, built by its money or credit and forming a part thereof, are yet apparently owned by C. P. Huntington and his associates. Think of one corporation owning a railroad track on the land and another corporation owning a part of the same line and belonging to the same system, over all the main bridges and ferries, and imagine the rent the first company would have to pay if the second company was unfriendly. What show would a mortgage creditor have against such a combination, and especially when the facts as to the side ownership of the bridges and ferries were not thought of or mentioned in the original mortgage? What would be the effect of a foreclosure of a mortgage on the main line under such circumstances? At most the mortgagee would only obtain pieces of railroad track—an owner under a mortgage sale made pursuant to the terms of the Government mortgage could not move a train over the line of the Central Pacific Railroad. Huntington and his associates in the Pacific Improvement Company would still command the situation.

The second clause to be eliminated is that which touches directly on the question of Government foreclosure. It reads as follows:

Whatever difference of opinion may exist among the people as to whether foreclosure of the Government mortgage on this property is the correct remedy, or whether such steps should be taken as will secure to the Government ownership of a line of railroad from the Pacific to the Missouri River, there is but one sentiment among our people on the propositions.

The reason for eliminating the foregoing paragraph, as stated yesterday at the committee meeting in the Mayor's office, was that the memorial committee was especially instructed by the State convention which gave it existence to draft a memorial declaring, first, against refunding the debt, and second, in favor of foreclosure by the Government. It was unanimously decided by the committee that to go contrary to these instructions would be to fail in their duty of representing the will of the people of California. Mayor Davie of Oakland, who originally signed Mr. Estee's report and agreed with him on the point of not demanding the foreclosure, yesterday voted with the rest of the committee to expunge this paragraph.

The third clause to be omitted reads as follows:

We do not ask that the dead be arraigned at the bar of public opinion, or that worthy women be sued, or that a great university be dismantled, but we do demand that the chief actor and most commanding figure in this great fraud be brought to the bar of public justice.

It was further voted by the committee yesterday that Mr. Estee's report, thus amended and coupled with the drafts submitted by John T. Doyle and Henry E. Highton, should be the authorized memorial of the committee. And Henry E. Highton was appointed to amalgamate the three reports, weave them together in an acceptable manner and submit the entire document to the committee, thus constructed, to a final meeting of the committee, which is to be held at the Mayor's office Friday morning at 10 o'clock.

Judge Gibson of Oakland, one of those whose names were signed to the report submitted by Mr. Estee, declared to the committee yesterday that he had not authorized the signing of his name to an individual report, but that he had only authorized Mr. Estee to place his name to any memorial that should be adopted by the committee.

A. Caminetti and Marion Gibson, both residing out of the City at some distance, were absent from the committee meeting yesterday morning and could not therefore be heard from on the question as to whether they had given Mr. Estee consent to sign their names to his individual report.

Mr. Estee was also absent from the meeting. Those present were: Mayor Sutro, Mayor Davie, Henry E. Highton, Judge E. M. Gibson and John T. Doyle, being a clear majority, or five of the eight committeemen.

All the documents that are to be woven into the memorial are considered very strong arguments and plain statements of the position taken on the question involved by the people of California, and it is thought that the entire committee, with the possible exception of Mr. Estee, will readily sign the completed memorial and heartily indorse it. It is not thought unlikely, either, that Mr. Estee will also sign the amended and amalgamated document. In that case the memorial will go to Congress with added strength and as expressing the united sentiments of the eight men chosen to represent in this matter all the people of California.

MR. ESTEE'S DENIAL.

The Chairman of the Committee Reiterates That He Had Authority to Sign the Names.

Morris M. Estee, chairman of the committee selected to draft a memorial to Congress against the refunding act, protests, in the following communication to THE CALL, that he had ample authority to sign the names which appeared under the report submitted by him to the committee. His communication is as follows:

SAN FRANCISCO, January 29, 1896.

Editor Call—MY DEAR SIR: Contrary to my usual practices in the past, I venture to write a letter contradicting what the Mayor of San Francisco has falsely stated of my position in relation to the report made by me regarding the refunding bill.

1. As to his statement that he appointed me chairman of the committee named to draft a memorial to Congress "simply as a matter of courtesy" I have nothing to say, for I can know nothing of his reasons for making such appointment.

2. After he had made the appointment and I had accepted the same, then it was due to the people and to myself that I should perform the duty assigned me not as the Mayor wanted me to, but as my own conscience and best judgment dictated.

3. I prepared that memorial with the advice and counsel of all the members of the committee but one—every member of the committee, including the Mayor, but one, having been present at two meetings at which the memorial prepared by me was read. The whole matter was fully discussed by all the members present. A majority of the committee indorsed the memorial made by me, because it seemed to be a concise statement of the facts, and it was thought Congress wanted facts and not recommendations. A minority of the committee wished to petition Congress to foreclose the mortgages on the railroads, although the United States statute now gives to the President and Secretary of the Treasury full power in this regard.

The majority of the committee believed that the great fight was to defeat the refunding bill, because if the bill was passed there could be no foreclosure of the mortgages. If the refunding bill was defeated then the statute of the United States passed on the 3d of March, 1878, in express terms, makes it the duty of the President and the Secretary of the Treasury to foreclose these mortgages.

The Mayor of San Francisco has seen fit to publish to the community that I have surreptitiously got the signatures of a majority of this committee. The facts are these:

After Mr. Cannon had heard read the memorial prepared by me, and he had made two or three suggestions which were adopted by the committee, he authorized me to sign his name to that report, and I did so.

I hold the dispatch of Mr. Caminetti, who also had heard it read and who made some valuable suggestions in relation to it which were also adopted, and which dispatch reads as follows:

M. M. Estee, San Francisco: Yes, I authorize you to sign for me. A. CAMINETTI.

I hold also the dispatch of Judge Gibson, who had been notified both by letter and telegram to attend our meetings, but who, owing to illness, was unable to be here, and who, in a letter addressed to me, stated that he could not be present, but that he would conform to our wishes in the matter. I then telegraphed him and asked him if we should sign his name to the report, and at the same time requested Mayor Davie of Oakland to see him and explain to him the contents of the report. His answer, addressed to me, is as follows:

M. M. Estee, San Francisco: Yes, you sign my name to the report. E. M. GIBSON.

Mayor Davie signed his own name to the report written by me.

So much for the false charges made by Adolph Sutro against myself in relation to my surreptitiously signing the names of members of that committee to this report.

I feel almost ashamed to make any reply to these charges. However, in a matter of such public gravity, in which every citizen should be united, and as Adolph Sutro happens to be Mayor of San Francisco, and people who do not know him might believe him, I am compelled to say this much in defense of my personal honor. Had it been a political proposition I should have treated these charges with the contempt they deserve; but as it attacks my personal integrity and my honor I feel it my duty to tell the people exactly the truth.

Yours respectfully, M. M. ESTEE.

MIDWEEK THEATER NOTES

Continued Success of "In Old Kentucky" at the California.

Veiled Allusions in "A Canting Scoundrel" at the Alcazar—"Uncle Tom's Cabin."

"In Old Kentucky" continues to afford satisfaction to large audiences at the California Theater. The cleverly constructed play is sufficient in itself to appeal to the theater-going public, but in the present performance the playwright's efforts are not only enhanced by an excellent all-round performance, but are also eked out by some remarkably clever specialties, which served as a foil to the melodramatic incidents which occur during the course of the performance.

The pickanniny band is one of the best hits among the "specialties," so to speak, which abound during the course of "In Old Kentucky." The colored children evidently enjoy their part in the evening's entertainment quite as much as the audience does, and they act with a spirit and abandon which add immensely to the mirth aroused by the comedy part of the play. Taken altogether, with its thrilling racing scene, its sensational leap across the canyon and strong local Kentucky flavor, the melodrama now running at the California Theater is one of the best performances that has been seen in this City for a long time.

"Men and Women" at the Columbia Theater is one of the most successful performances yet produced by the Frawley Company. Macklin Arbuckle and George Osborne, among the "men," are especially at home in their roles, and the "women" are all so good that it seems invidious to make distinctions between them.

"The Editor" continues to please the audiences at Morosco's by its breeziness and its suitability to the company that is performing it. Swain is in his element as Tim the Porter, and Coulter Brinker is especially suited to the part of Stephen Marton.

The more or less veiled allusions to local people of light and leading in church circles which "A Canting Scoundrel" contains are proving interesting conundrums to the audiences at Grover's Alcazar. The play contains plenty of fun and is acted in a sprightly manner.

Dr. Bissell's lightning modeling is teaching Orpheum audiences how to make a portrait bust while you wait, and the excellent likenesses achieved by the modeler's apparently haphazard way of pelting a board with handfuls of clay proves a never-failing source of delight to the beholders. Rachael Walker's singing is meeting with more success this week than ever.

"Ixion" will be succeeded next Monday at the Tivoli by "The Gentle Savage."

The Bush-street Theater is to see a performance of "Uncle Tom's Cabin," next week which has been spoken of in high terms in other cities. The Cook Twin Sisters' Company will play the favorite drama.

The San Francisco Symphony Orchestra will give a grand concert on Friday afternoon in Golden Gate Hall. The following programme will be performed: Overture to "Titus," Mozart; Transcription, "Faust," Gounod; Vorspiel, "Lohengrin," Wagner; aria, "Is Not His Word Like Fire," "Elijah," Mendelssohn; Babillage (for strings), Gillet; Aragonaise "Le Cid," Massenet; introduction, third act "Lohengrin," Wagner; violin solo, "Carmen Fantasie" (Bizet), Bernhard Mollenhauer, with orchestra; "Summer Evening" (waltz), Waldteufel.

REVERSED ITSELF.

The Supreme Court Has Changed Front on a San Francisco Appeal.

FILED DEC. 30, 1895. The order appealed from is reversed, and the court below is directed to modify its order so as to direct and require the satisfaction of the judgment in full, including both damages and costs.

FILED JAN. 29, 1896. We think the order below was right in both respects appealed from, and it follows that it should be affirmed, each appellant to pay his own costs on appeal.

These paragraphs are the conclusions of opinions filed in the case of Hannah Butler against Thomas Ashworth, Superintendent of Streets, a suit to recover damages for destruction of property by a poorly constructed sewer.

The plaintiff sued first for the breaking of the sewer and for the neglect to repair the same, and for the improper manner in which the sewer was repaired. The plaintiff recovered judgment for $1190 and costs. Within two years after the plaintiff sought to recover damages for the same breaking of the sewer, and she again got judgment for $800 and costs. The court reversed this last judgment from which an appeal was taken on December 30, 1896. The court below refused to make this $394 part of the judgment, and it was this order which was reversed. It was this order also which has been affirmed upon more mature consideration by the court.

WENT TO BRIGHT PHŒBUS

The Realization Winner Took the Naglee Stake Galloping From Crescendo.

ABLY RIDDEN BY MILLER

Outsiders in the Betting Won Most of the Purses—Coleman the Only Favorite First.

Even the announcement that those two great performers Bright Phœbus and Crescendo were to meet in a stake event failed to attract more than the ordinary crowd of race-goers to the Bay District track yesterday. This fact is attributable, no doubt, to the downtown "commission joints." The betting, too, was sluggish, very little big money being in circulation in the ring.

Naglee Burke's crack son of Flambeau and Millionaire Hobart's winner of the classic Realization stake came together in the Naglee handicap over a distance of seven furlongs. The total value of the stake was $1500, of which amount $1200 went to the winning horse. Of the original fifty-four entries, all declined the handicappers' allotment of weights but four.

The conditions of the stake called for two and three year-olds of 1895, and the weights were assigned accordingly. As a clever sample of the handicapper's art, the race was a complete failure. Crescendo was asked to give away pounds to Bright Phœbus, and this in the sticky going, for which the latter has an especial fondness. In spite of this, Crescendo, with his 118 pounds, opened a 6 to 5 favorite in the betting. He went to 7 to 5, and was then backed down to evens and 6 to 5 again. With 119 pounds in the saddle, the Hobart entry ruled second choice, 9 to 5 being his closing odds. There was a stiff play on imp. Star Ruby, who was held at threes, but Rosebud went begging at 20 to 1.

There was but slight delay at the post, Ferguson sending them away well lined up. George Miller, on Bright Phœbus, had his mount well in motion when the flag fell and was first to show in front. He held the lead until swinging in the backstretch, where Doggett, on Star Ruby, let out a wrap and the imported horse's friends were in high spirits as they saw him full of run, a length in front. At the half Rosebud was at his head, followed half a length away by the favorite. Bright Phœbus was a length further off.

On the far turn Sloan on Crescendo took his horse out wide on the dry going and moved for the lead. In this he was successful, for, as the stretch for home was reached, Crescendo hard ridden, was a length in the lead, with Bright Phœbus at his heels, merely galloping. The weight was now telling heavily on the favorite, and despite Sloan's desperate efforts to keep the lead Bright Phœbus assumed command of things over a furlong from the wire and won by a length under restraint. Nearly a dozen lengths away Rosebud took third place from imp. Star Ruby in a hard drive.

The winner was beautifully handled by George Miller, and it was, indeed, a pleasure to see this accomplished horseman at his very best.

The balance of the racing was very ordinary. The colors of the favorites loomed up in front on but one occasion, ousiders predominating.

The day's sport opened with a big upset. Carrie M was sent to the post a heavily backed 2 to 1 favorite, with University almost as strongly supported at 11 to 5. In a drive Jack Atkins, a 10 to 1 shot, captured the race by a length from Peixotto, another outsider.

Summertime was a prohibitive favorite for the following event, a short six-furlong run for mares, the books holding her at 1 to 3. She was never able to head Levena C, and although ridden hard from start to finish was beaten out a length and a half. Gussie made a good showing, finishing third.

A cheap lot of "dogs" started in the fourth race at five furlongs. Coleman was made a warm 7 to 5 choice and won pulling up, fully a dozen lengths in front of Addie M. Dorsey was a good third.

Old Cicero did not have his jumping boots on and let the crowd down hard in the steeplechase. He was balked down from twos to 7 to 5 and failed to get a mark. The second choice, Colonel Weightman, took the lead at the third jump and won in a common canter, with J O C in the place. Galindo brought the outsider, Adelante, in third.

The selling platers had another go at 5 furlongs in the last event on the card. The 2 to 1 favorite, Clare N, loomed up prominently in front until well on toward the wire, when she began tiring and wound up an ordinary third. Clara Johnson won easily by three lengths, with Catalogue in the place.

Track and Paddock Items.

Tom Griffin was reported to have bet $500 on his mare Carrie U, the favorite in the opening race.

THE CALL is in receipt of a handsomely bound copy of the "American Turf Congress Rules" from the Pacific Coast Jockey Club, for which it returns thanks.

Tod Sloan stated after the stake race that he did not think Crescendo could have beaten Bright Phœbus on any kind of a track yesterday. Mr. Burke has given the name of Dolce to the big colt's two-year old sister.

Gorgon, by Racine, from the grand mare Gorgo, is a very racy-looking individual and is very apt to bring the name of his sire into prominence.

Through the error of an operator the poolroom on Glasgow street laid 3 to 1 against Summertime. When the error was discovered there was a big "kick" among the proprietors, and at one time they seriously considered declaring bets off. The track odds were 1 to 3.

Cicero took the first jump in the steeplechase in the lead of the field, but he was in the air so long that when he alighted on the opposite side he was the tail-ender.

"THE CALL" RACING CHART.

Eighteenth Day of the Winter Meeting of the California Jockey Club. Weather Fine. Track Sticky. Bay District Track, San Francisco, Wednesday, January 29, 1896.

609. FIRST RACE—Five furlongs; selling; three-year-olds and upward; conditions; allowances; purse $300.

Ind.	Horse, age, weight.	St.	¼	½	¾	Str.	Fin.	Jockeys.	Betting. Op.	Betting. Cl.
607	Jack Atkins, 3.....92	4	.....	6 ½	3 ½	3 4	1 1	Rowan.....	6	10
597	Peixotto, 3.....91	2	.....	1 ½	1 h	1 1	2 3	Frawley	6	15
563	Myrtle H, 3.....87	7	.....	7	7	7	3 h	Hewitt.....	15	15
579	Easel, 3.....89	5	.....	3 h	2 2	2 1	4 ½	Reidy.....	5	10
570	Carrie U, 3.....93	6	.....	5 h	6 3	4 h	5 1	E. Jones.....	3	2
573	Salisbury II, 3.....96	1	.....	4 1	4 h	5 ½	6 1	Donnelly.....	5-2	3
(579)	*University, 4,.....99	3	.....	2 ½	5 h	6 ½	7	McClain.....	5-2	11-5

Good start. Won driving. Winner, J. P. Atkins' b. g., by Regent-Misadie. At post 12 minutes. Time, 1:05½. *Formerly Fijian.

610. SECOND RACE—About six furlongs; selling; mares; three-year-olds and upward; penalties; purse $400.

Index.	Horse, age, weight.	St.	¼	½	¾	Str.	Fin.	Jockeys.	Betting. Op.	Betting. Cl.
597	Levena C, 6.....107	3	.....	1 h	1 h	1 n	1 2	Hinrichs.....	10	15
(601)	Summer Time, 3. 95	5	.....	2 1	2 4	2 5	2 6	E. Jones.....	1-3	3-10
552	Gussie, 5.....107	8	.....	4 ½	3 4	3 6	3 10	Riley.....	10	40
589	Tennessee Maid, 3 95	6	.....	5 3	4 10	4 10	4 6	Rowan	10	30
.....	Kitty L, 4.....100	7	.....	8	8	6	5 15	McClain.....	30	60
.....	Merry Go Round, 3 85	4	.....	6 3	7 1	5	6 4	Frawley.....	30	60
1371	Sweet Rose, 3.... 95	2	.....	3 h	6 ½	8	7 4	Donnelly.....	3	6
584	Miss Ruth, 4.... 100	1	.....	7 4	5 ½	7	8	W. Flynn.....	10	20

Good start. Won driving. Winner, J. Carroll's br. m., by Ansel-Mrs. Goodrich. Time, 1:16¾.

611. THIRD RACE—The Naglee stakes. Seven furlongs; two and three year-olds of 1895; handicap. Value $1500.

Index.	Horse, age, weight.	St.	¼	½	¾	Str.	Fin.	Jockeys.	Betting Op.	Betting Cl.
439	Bright Phœbus, 4.119	3	1 ½	3 ½	3 2	1 1	1 1½	Miller.....	2	9-5
(524)	Crescendo, 3.....118	2	4	2 1½	1 h	2 2	2 6	T. Sloan.....	1	6-5
593	Rosebud, 4 106	1	3 ½	4	4	4	3 ½	Donnelly.....	10	15
(593)	Imp. Star Ruby, 4.118	4	2 1	1 h	2 1	3 2	4	S. Doggett	3	3

Good start. Won easily. Winner, W. S. Hobart's b. h., by Falsetto-Buff and Blue. At post 12 minutes. Time, 1:31.

612. FOURTH RACE—Five furlongs; selling; three-year-olds and upward; conditions; allowances; purse $300.

Index.	Horse, age, weight.	St.	¼	½	¾	Str.	Fin.	Jockeys.	Betting. Op.	Betting. Cl.
585	Coleman, 4.....101	6	.....	2 h	1 5	1 10	1 20	Cochran.....	1	6-5
517	Addie M, 4..... 97	5	.....	5 1	5 4	4 4	2 1½	Riley.....	6	15
500	Dorsey, 4.....107	1	.....	4 h	4 3	5 5	3 2	Hinrichs.....	3	3
447	Decision, 3..... 95	3	.....	3 1	3 1	2 3	4 h	Donnelly.....	8	10
505	Margaret M, 3.... 85	4	.....	1 1	2 3	3 h	5 10	Reidy	12	50
588	My Sweetheart, 4.101	8	.....	8	8	8	6 15	W. Flynn.....	3	8
545	Crackerjack, a....108	7	.....	7 1	6 ½	6	7 4	Anderson.....	10	40
588	Joe Hill, a.....107	2	.....	6 4	7 3	7	8	J. Chorn.....	3	5

Good start. Won easily. Winner, Westchester stable's b. g., by imp. Sir Modred-Blithesome. At post 16 minutes. Time, 1:04½.

613. FIFTH RACE—About one and one-half miles; steeplechase; selling; allowances; penalties; purse $400.

Index.	Horse, age, weight.	St.	1st j.	4th j.	6th j.	Flat.	Str.	Fin.	Jockeys.	Betting. Op.	Betting. Cl.
594	Col. Wghtman, 4.136	2	4 2	1 h	1 4	1 10	1 5	1 6	Swift.....	2	9-5
594	J O C, 4.....144	4	2 3	2 3	2 20	2 20	2 20	2 20	G. Cochran	3	6
575	Adelante, 4.....126	5	6	6	6	3 3	3 4	3 2	Galindo....	25	40
571	Cicero, a.....151	1	1 1	5 1	5 h	4 ½	4 3	4 10	J. Owens..	2	7-5
537	April, a.....153	3	3 h	3 h	4 h	6	5 5	5 50	Cairns	3	6
571	Guadalcupe, a..148	7	5 2	4 h	3 2	5 3	6	6	Butler	30	100
602	Long D'Or, 5....143	6	fell.	.....	.....	.....	.....	.....	Keane.....	20	100

Good start. Won easily. Winner, A. G. Blakeley's b. g., by Warfellow-Lessie P. Time, 3:30.

614. SIXTH RACE—Five furlongs; selling; three-year-olds and upward; conditions; allowances; purse $300.

Index.	Horse, age, weight.	St.	¼	½	¾	Str.	Fin.	Jockeys.	Betting. Op.	Betting. Cl
579	Clara Johnson, 3.. 99	2	.....	2 3	2 4	2 3	1 3	Cochran.....	3	3
590	Catalogue, 4.....109	6	.....	6 ½	4 6	4 4	2 2	Shaw.....	3	10
1275	Clare N, 2.....107	1	.....	1 3	1 4	1 3	3 2	J. Chorn	3	9-5
597	Little Pete, 4..... 97	3	.....	3 6	3 10	3 3	4 2	Frawley.....	2	5-2
465	Examiner, 4.... .101	5	.....	5 1	5 h	5 2	5 10	Peoples.....	6	8
602	George Bonbest, 6.102	8	.....	8	8	6	6 3	Coborn	20	30
579	Great Falls, 5.....102	7	.....	7 h	6 h	7	7 4	Nicholson.....	10	30
590	Green River, 4....109	4	.....	4 ½	7 1	8	8	Anderson.....	20	30

Bad start. Won easily. Winner, M. Johnson's ch. f., by El Rio Rey-Ogalena. Time, 1:07¼. At post 11 minutes.

"THE CALL" RACING GUIDE.

To-day's Entries at the California Jockey Club, Bay District Track.

In races where the horses have no record at the distance to be run the records at the next nearest distance are given.

Abbreviations—F., fast; Fa., fair; H., heavy; m., mile; f., furlong; *, about.

FIRST RACE—About six furlongs; non-winners in 1895-96.

Index.	Name.	Lbs	Best record.	Dist.	Lbs	Tk.	Owner.	Pedigree.
597	Chartreuse I....	105	.....	.....	....	...	B. Schreiber.....	Emperor-Wacoola
462	Bordeaux.....	105	.....	.....	....	...	T. J. Roche.....	Imp. Mariner-Eufaula
604	Zaragoza.....	110	.....	.....	....	...	Rey Alfonso stable.	Imp. Cheviot-Bessie Hooker
597	Bile of Stonewil	100	.....	.....	....	...	W. B. Sink	Spendthrift-Miss Naller
579	Hagar	100	no rec.	.....	....	...	Sycamore stable	Apache-Narcola
568	Peckskiff.....	110	no rec.	.....	....	...	J. M. Butler.....	Ip. Mr. Pickwick-Henlopen
602	Lelia S.....	100	no rec.	.....	....	...	H. W. Enos.....	Ironwood-Jennie Mack
419	The King.....	105	.....	.....	....	...	Elkton stable.....	Imp. The Rake-Tecalco

SECOND RACE—Five and a half furlongs; three-year-olds.

Index.	Name.	Lbs	Best record.	Dist.	Lbs	Tk.	Owner.	Pedigree.
(580)	New Moon.....	105	1:17½	6 f	97	H..	W. D. Randall.....	Hyder Ali-Namonia
(607)	Pollock.....	107	1:16¼	*6 f	106	H..	M'Naughton & Muir	Imp. Rossington-Marjorie
598	Pearson.....	110	1:19¾	6 f	112	H..	B. Schreiber.....	Imp. Great Tom-Drift
608	Don Pio Pico....	110	1:02¼	5 f	106	F..	J. Robbins.....	Joe Hooker-Countess Zelka
580	Veragua	110	:56	4½ f	106	F..	W. O'B. Macdono'gh	Sinfax-Partisana
(604)	Billy McCloskey	110	1:10	5½ f	111	F..	Pleasant Hill stable	Joe Hooker-Jessie R
(598)	Sam Leake.....	110	1:16	6 f	110	H..	Burns & Waterhous	Imp. Darebin-Carrie C
607	Virgie A.....	105	1:01¾	5 f	94	F..	B. Ward	Imp. True Briton-Big Bertha

THIRD RACE—One and an eighth miles; selling.

Index.	Name.	Lbs	Best record.	Dist.	Lbs	Tk.	Owner.	Pedigree.
(600)	Hidago.....	111	1:48½	1m 50y	106	H..	B. Schreiber.....	Hidalgo-Graciosa
599	Little Cripple...	111	1:55½	1⅛ m	108	F..	J. Weber.....	Ip. Pirate Penzance-Ld Stand
606	Little Bob.....	100	1:42½	1 m	90	F..	Davenport stable...	Surinam-Daisy S
576	Dungarven.....	114	1:50¾	1 1-16m	99	Fa.	L. Ezell.	Hindoo-imp. Calphurnia
541	Red Root.....	111	1:44½	1 m	105	F..	C. Parker.....	Imp. London-Cameo
605	Modesto.....	105	1:14	*6 f	101	Fa.	Woodlawn stable...	Hyder Ali-Visalia
606	Ike L.....	103	1:22½	6½ f	94	F..	Garden City stable..	Major Ban-Miss Flush

FOURTH RACE—Three furlongs; two-year-olds.

Index.	Name.	Lbs	Best record.	Dist.	Lbs	Tk.	Owner.	Pedigree.
.....	Lena.....	105	no rec.	.....	....	...	Pacific stable.....	Apache-Rill
.....	Gorgon.....	108	.....	.....	....	...	Del Monte stable...	Racine-imp. Gorgo
.....	Virginia Dare g.	105	.....	.....	....	...	J. Robbins.....	Imp. Calvados-Virginia Dare
557	Mary K.....	105	.....	.....	....	...	J. Robbins.....	Lepanto-Right Wing
.....	Torpedo.....	108	.....	.....	....	...	M. J. Kelly.....	Racine-imp. Ouida
569	Lord Chesterfild	108	.....	.....	....	...	Burns & Waterhous	Imp. Chesterfield-Talluda
569	Colonel Wheeler	108	.....	.....	....	...	Burns & Waterhous	Imp. Midlothian-Agnes
.....	Diabolita.....	105	.....	.....	....	...	Nevada stable.....	Joe Hooker-Oxilia
.....	Zuleika colt	108	.....	.....	....	...	J. H. Shields.....	Imp. Whistle Jacket-Zuleika

FIFTH RACE—Seven furlongs; selling.

Index.	Name.	Lbs	Best record.	Dist.	Lbs	Tk.	Owner.	Pedigree.
549	Allahabad	106	1:32½	7 f	98	H..	W. O. Randall.....	Hyder Ali-Floride
601	Highland.....	116	1:16½	6 f	106	H..	B. Schrieber.....	Colonel Hepburn-Edna
582	All Over.....	111	1:30¾	7 f	111	H..	P. Dunne.....	Hanover-Deceit
583	Sea Spray.....	113	1:14½	6 f	100	F..	P. Liebenthaler....	Imp. Mariner-Maranette
511	Model.....	106	1:27½	7 f	102	F..	California stable....	Imp. Sir Modred-Gypsy
606	Red Will.....	111	1:01	5 f	98	F..	O. F. Johnson.....	Jim Gore-War Banner

SIXTH RACE—About six furlongs; non-winners in 1895-96.

Index.	Name.	Lbs	Best record.	Dist.	Lbs	Tk.	Owner.	Pedigree.
602	Chevalier.	105	.....	.....	....	...	P. Archibald.....	Joe Hooker-Clara L
602	Triumph.....	105	no rec.	.....	....	...	E. F. Shortell.....	John A-Tillie C
579	Ida Sauer.....	105	no rec.	.....	....	...	G. L. Bell.....	Joe Hooker-Addie O'Neil
614	Great Falls.....	105	no rec.	.....	....	...	G. H. Irwin.....	Glen Elm-Nordica
*521	Loughmore....	105	no rec.	.....	....	...	B. Sloper.....	Uncas-imp. Pauline
579	Landlord	105	no rec.	.....	....	...	J. Robbins.....	Longfellow-imp. Manzanita
597	Valparaiso.....	105	.....	.....	....	...	Rey Alfonso stable.	Imp. Cheviot-Varona
614	Green River....	105	no rec.	.....	....	...	J. B. Chase	Imp. Greenback-Leverett

*Old index.

THEY WANT MORE LIGHT.

Waiting to Hear "The Call" Man's Testimony on the Baden Accident.

Conflicting Evidence Given as to the Time the Washout Occurred—The Roadbed Was Low.

SOUTH SAN FRANCISCO, CAL., Jan. 29.—The jury impaneled by acting Coroner E. E. Cunningham to hold an inquest over the body of Engineer Keyer, who was killed in the Baden accident, held another lengthy session to-night and adjourned without accomplishing any actual work.

Two new witnesses were called, Joseph Morgan and Antone Buffet. Both were very willing witnesses, though their testimony was mostly hearsay. Both swore that Tilton told Watchman Murphy that the water was over the track and it was his duty to flag the train.

With the conclusion of this testimony there followed a long wrangle among the jury as to the advisability of bringing in a verdict without securing the testimony of Fireman Gill or J. P. Reynolds, the reporter for THE CALL who was with Murphy when the latter made a desperate but futile effort to attract the attention of Engineer Keyer. Juryman Neff was outspoken in his desire to have the jury reach a verdict. It was finally decided, however, to adjourn over until Saturday morning at 10 o'clock, when an effort will be made to have both Fireman Gill and Mr. Reynolds present.

There seems little reason to doubt that two-thirds of the jury are inclined to fix the blame on Watchman Murphy, although the ten witnesses so far examined have given no evidence to show that the watchman did not show the danger signal.

Every witness seems to be very much at sea as to time. Section Foreman Wren testified that he was at the scene of the fatal disaster at 5:20 and that later he sent an assistant back over the track. At that time the water was not running over the track and there was no reason to expect the flood, which came almost as soon as their backs were turned.

Antone Buffet swore that the bulkhead, which the railroad people claim caused the washout, broke between 4 and 5 o'clock in the afternoon. This assertion is corroborated by others, though the time is set from half to three-quarters of an hour later. If Buffet is correct is it difficult to understand how it is that the great volume of water just released did not reach the end of Mr. Wren's beat until after 5:20 o'clock, and had not even begun to gather when he says his assistant appeared on the scene some minutes later.

W. J. Martin, agent of the South San Francisco Land and Improvement Company, is the only man who bears out the statement of Murphy, though even this is in a faint-hearted sort of way. He saw a light near the bridge just above where the accident occurred, and the light, whether it was white or red he could not say, appeared to wave.

If the suggestion of acting Coroner Cunningham is followed, the Southern Pacific will come in for a certain amount of censure whether the jury find Murphy guilty of criminal neglect, or the railroad merely lax in its track-walking system.

When the new line by way of South San Francisco was completed three years ago the swamp lands between here and Colma were thought capable of producing trouble at any time. To obviate this as much as possible the railroad was raised an average of eight feet. The heavy rains of the last two years have washed in so much loam and debris as to practically level the bed. It is now on an average of only about two feet above the swamp. When a heavy rain comes it is matter of a few hours only for the swamp to become entirely covered with water.

The bursting of the bulkhead, whether it occurred at 5 or 6 o'clock, threw such a volume of water against the thirty-foot culvert as to completely block it up. Something had to give way, and it did, in the shape of the loose soil and gravel of which the embankment is made.

It is contended by Mr. Cunningham that had the Southern Pacific kept the roadbed at its original height the storm of Sunday could not possibly have done any harm, as the culvert would easily have carried away three times the amount of water suddenly released by the breaking of the Spring Valley bulkhead.

LANG QUONG SHOT HIM.

Verdict of the Coroner's Jury at the Inquest Yesterday on the Body of Yung Yow.

The jury at the Coroner's inquest on the body of the Chinese, Yung Yow, who was shot in Lou Fat's disreputable den in Bartlett alley on the night of Friday, the 24th inst., brought in a verdict yesterday, charging the murder to Lang Quong, who is now under arrest.

According to the statements made by Laundrymen Hoo Woey of 827 Clay street, Wong Fong of 10 Church alley and Laborer Owe Foo, who lives on Stockton street, between Jackson and Pacific, Lang Quong started the quarrel over a glass of liquor, and challenged Yung Yow to go outside and have