

FITZGERALD LOSES A FORTUNE

Jury Decides That J. S. Capron's Last Will Is Void.

Holds He Was of Unsound Mind When He Executed It.

The Testator Was Unduly Influenced When He Wrote the Instrument.

TO ASK FOR A NEW TRIAL.

The Defeated Litigant Will Make Another Effort to Get the Estate.

"Was John S. Capron of sound mind at the time he executed the paper here pronounced as his holographic will?"

"No."

"Was John S. Capron at the time he executed the said holographic will free from undue influence of A. L. Fitzgerald?"

"No."

DENIES BEING A THIEF.

W. G. Meier Surrenders Himself and Is Released.

Young Republicans.

AN UNWILLING TRIP HOMEWARD

DESERTION TALE DENIED.

LATER NEWS BETTER NEWS.

Damage to the Citrus Crop Far Less Than First Reported.

A New Whip.

Fell Down a Hatchway.

NOTARY PUBLIC.

WINCHESTER REPEATING RIFLES

Gail Borden

Eagle Brand

Condensed Milk HAS NO EQUAL AS AN INFANT FOOD.

84 CANCERS CURED

PERFECTION PREVAILS

CUISINE IN SERVICE

LADIES' GRILL

Loan Wanted.

NEW TO-DAY-AMUSEMENTS.

RACING! RACING! RACING!

CALIFORNIA JOCKEY CLUB

WINTER MEETING, 1897-98, BEGINNING MONDAY

THURSDAY, FRIDAY AND SATURDAY.

FIVE O'CLOCK RACES - 31 DAY.

RACES START AT 2:15 P. M. SHARP

FERRY BOATS LEAVE SAN FRANCISCO AT 12 M.

AND 12:30, 1:00, 1:30, 2:00, 2:30 AND 3 P. M.

CONNECTING WITH TRAINS STOPPING AT THE ENTRANCE

TO TRACK. BUY YOUR FERRY TICKETS TO SHELL

MOUND.

RETURNING-TRAINS LEAVE THE TRACK AT 4:15

AND 4:45 P. M., AND IMMEDIATELY AFTER THE LAST

RACE.

THOMAS H. WILLIAMS, JR., President.

R. B. MILROY, Secretary.

NEW TO-DAY.

The only genuine Hunyadi Water.

Hunyadi János

BEST NATURAL APERIENT WATER

FOR

CONSTIPATION,

DYSPEPSIA,

LIVER COMPLAINTS

& HEMORRHOIDS,

"The prototype of all Bitter Waters." Lancet.

"Speedy, sure, gentle." British Medical Journal.

CAUTION: See that the label bears the signature of the firm

Andreas Saxlehner.

NOTARY PUBLIC.

A. J. HENRY, NOTARY PUBLIC

638 MARKET ST., OFF. PALACE

VALLEJO STREET. Telephone. "Church" 14.

Thousands upon thousands of unfortunate

people fall annually by the wayside, crippled

bodily and mentally by the onslaughts of dys-

pepsia or some other of that great train of

troubles which follow or accompany a sluggish

liver or a disordered stomach.

are like the good Samaritan of our Savior's time;

they will lift the stricken being back to health.

Ripans Tabules are sure and direct in the

exhibition of their curative powers. Medical

science has discovered no remedy so marvelously

effective.

THE SAN FRANCISCO CALL, SATURDAY, JANUARY 15, 1898.

SCHOOL BOARD LOSES ASSET

G. O. Mitchell Was Illegally Removed From His Position.

Judge Hunt Rules That He Is Vice-Principal of the Girls' High School.

Writ of Mandate Issued to Compel the Board of Education to Re-instate Him.

It was decided by Judge Hunt yesterday that George O. Mitchell was illegally transferred from the Girls' High School as its vice-principal to the Polytechnic School, and he ordered that a writ of mandate issue compelling the Board of Education to restore him to his old position.

This action on the part of the court will to a certain extent upset the little political manipulation of the board, at least as far as the appointment of Madison Babcock to fill the position made vacant by the transfer of Mitchell is concerned.

In fact, it is hinted that it may act as though as if Mitchell were not a member of the board, and that a startling reorganization of the plans and fondest hopes of Director Ragan, according to the theory of Director Head, as published in Friday's Call.

Mitchell took his position as vice-principal of the Girls' High School on the 1st of January, 1895. In July of last year a resolution was passed by the board transferring him from his position in the Girls' High School to one in the Polytechnic School.

He immediately demurred at the action of the board and some time ago applied to the courts for a writ of mandate to compel the board to readmit him to the vice-principality of the Girls' High School.

He now says that he had the rank of second ensign. At that time he must have been less than 20 years of age, as he has been about two years in this country.

He denied stealing the articles and Judge Connelley released him on his own recognizance.

At a meeting of the Young Men's Republican League, held last night at 1077 Market street, the following were named by the president as a nominating committee: J. H. Caskey, D. G. McNaughton, H. D. Mitchell, Arthur Currie and C. K. Holman.

The committee is to nominate a full ticket of officers for the organization and present it at the annual meeting of the league, to be held on the evening of January 20, for adoption.

The steamer President, now lying in San Francisco harbor, was attacked yesterday by a suit brought in the United States District Court by eight passengers, who allege that they have been damaged and injured to the extent of \$2000 each by the action of the skipper, Captain Nelson, in taking them from St. Michael to San Francisco against their will.

The libelants are Benjamin F. Gray, Herbert Kendall, Anderson W. Meadows, Augustus C. Cabell, Henry Peters, Ernest Neussler, Mrs. Igna Neussler (his wife) and Arthur Paul. They tell a hard story in their complaint, and allege that the steamer, places Skipper Nelson in a very unfavorable light.

They allege that on October 15, 1897, while they were at the port of St. Michael awaiting the opening of the season for the transportation of themselves and their stores to the Klondike mines the steamer President was lying in the harbor of St. Michael, seeking assistance in order to enable her to discharge her cargo.

There was no available labor to be hired at that place, and there was the grave danger that the ship would be frozen in during the winter. In this emergency the complainants, being desirous of reaching certain gold diggings near Unalaklik, some forty miles to the westward of St. Michael, and with Skipper Nelson that they would discharge his vessel provided that he would give passage thereon to Unalaklik, they also to pay \$15 each in cash.

On arriving at Unalaklik six of the passengers, some of whom made arrangements to procure a whaleboat to assist in transferring their stores to the shore. After their return to the ship the evening and after a small quantity of their stores had been landed by Indians in skin boats, Skipper Nelson hoisted his anchor and went a mile or two out to sea, telling his passengers that he would return in again in the morning and land them and their stores. But never known in ten years, the vessel did not return, and the passengers were left in a state of great anxiety.

The complainants allege further that owing to the crowded condition of the steamer and lack of preparation for the voyage they were not given proper accommodations, and that they suffered great inconvenience on their enforced voyage.

The captain's defense will be that it was not possible for the vessel to remain where she was without risk of great damage, and that they were forced to leave.

Page, McCutcheon & Ellis, Robert Fernal and W. H. Payson are the attorneys for the libelants.

Fell Down a Hatchway. John Buchanan, a negro sailor, fell down the hatchway of the schooner Henry B. Hyde at the Folsom-street wharf last evening and was quite seriously, though not fatally injured. He was taken to the Harbor Receiving Hospital, where he was attended by Dr. Deas, who found that three ribs were broken, the scalp lacerated, and internal injuries.

Buchanan was loading lumber onto the schooner, and he fell about twenty feet.

NOTARY PUBLIC.

A. J. HENRY, NOTARY PUBLIC

638 MARKET ST., OFF. PALACE

VALLEJO STREET. Telephone. "Church" 14.

THE YOUNG PRIEST THOMAS J. O'CONNELL.

Thomas J. O'Connell, a young and recent graduate of the Catholic Seminary at Baltimore, was the officiating priest of the Roman Catholic Church yesterday morning at St. Mary's Cathedral.

Surrounded by members of his family, his early teachers, and representatives of the different Catholic churches throughout the city, young O'Connell prostrated himself before the tabernacle of his God and took up the cross of the Savior.

The usual ordination ceremony was performed and the church was crowded with friends of the young priest and outsiders eager to witness the services.

At the most impressive moment of the entire ceremony was just after the epistle, when the archdeacon summoned the young priest to the throne of the archbishop.

Young O'Connell advanced, clad in the amice, alb, stole and manipule of the secular priest, holding a folded chalice over the left arm and carrying a candle and two pieces of linen cloth in the right hand.

As the young priest approached, the archdeacon, as is the custom in the ceremony, solicited his ordination from the archbishop.

At the singing of the Veni Creator the archbishop anointed the palm of each hand with sacred oil. This being done he tied the hands together with the linen bands to remind the young priest of the moment recorded in the Acts of the Apostles, when Agabus, figuratively speaking, bound his hands with Paul's girdle.

After receiving the vestments, the sacred vessels were next handed to him, the chalice being filled with wine and water and the first vessel put in the hands of the new priest.

At the conclusion of the mass the archbishop extended both hands over the head of the newly ordained priest, uttering his blessing as he did so, and concluding with the following words:

"Receive ye the Holy Ghost; whose sins you shall forgive, they are forgiven them; and whose sins you shall retain, they are retained."

After taking a vow of obedience and reverence to the archbishop and after making a promise of fidelity to the church in all that pertains to the ecclesiastical ministry, the young priest entered the ranks of the clergy and became an ordained priest of the church.

The Rev. J. B. Hannigan acted as master of ceremonies to the new priest during the mass. Those who assisted the archbishop were the Rev. Fathers Byrne and Mulligan of the Cathedral Parish.

A representative from nearly every church in the city attended the services, but the most prominent were Rev. John Cottle, pastor of St. Bridget's parish; Rev. Henry Wyman, pastor of the Paulist Community; Father Hickey, from the Jesuit College; Father Clancy, from the Dominican Church; the Rev. Arthur Hamm and Father Dempsey, from the Cathedral, and Father Coyle, from the Star of the Sea Church.

Thirty altar boys, robed in purple cassocks and white surplices, attended mass in the sanctuary. The acolytes who assisted the archbishop in the celebration of mass were Thomas Bellow and John Currey.

The entire high altar was decorated with golden colored flowers and rare ferns, which with their glistening leaves stood out in bold relief against the dull white background of the marble and affording a brilliant sight.

The decoration was arranged by Pedro Gomez, who had control of the entire arrangement of the preliminaries.

Thomas O'Connell was born twenty-eight years ago and since his birth has resided in this city most of his years. It was while attending the Brothers' School that he first expressed the desire to become a priest of the Catholic church and a member of its clergy. At an early age he left the Sacred Heart College, where he had been attending for three years, and matriculated at the Santa Clara college, where he remained for several years. Upon the completion of his studies at Santa Clara he was sent to Baltimore to complete his education and take a degree for the priesthood. His progress here was hindered by his continued illness, and a rest and cessation from hard study were declared necessary. Owing to his weak physical condition he was delayed two years in the making of his degree.

Father O'Connell will say his first mass next Sunday morning at the Paulist Church on California street. The privilege to celebrate the first mass at this church has long been an expressed wish of the young priest, as to it cling many happy recollections of his younger days. The mass will be said at 10:30 o'clock and in character will be solemn high. The sermon of the mass will be preached by the Rev. Peter Yorke on the appropriate subject of "The Young Priesthood of To-day."

THE YOUNG PRIEST THOMAS J. O'CONNELL.

THE YOUNG PRIEST THOMAS J.