

DEADLOCK IN THE CASE OF THE FINIGANS

Settlement of the Famous San Rafael Divorce Suit Not Yet in Sight.

Wife of the "Affluent Pauper" Unable to Proceed Until He Is Made to Advance Money to Defray the Costs.

SAN RAFAEL, April 18.—There is a deadlock in the case of Finigan versus Finigan. To-day in the Superior Court at San Rafael Judge Angelotti denied Colonel Finigan's motion to set a date for the trial of the famous divorce case, which was begun a year and a half ago.

"It is a general rule, especially in courts of equity," is the argument of Mrs. Finigan's counsel, "that a party in contempt will not be heard to ask any favor of the court in the case in which the contempt occurs, nor be permitted to take any affirmative step in the particular litigation, except only such as is necessary to his defense against the charge of contempt until he has purged himself of such charge."

"The hearing of the defendant," says Colonel Finigan's attorney, "resulted in his discharge and of the order to show cause, which necessarily purged him of the contempt. Otherwise we should have the absurd position that the party had done nothing for which he could be punished, yet was still guilty of contempt."

P. R. Lund appeared for the always-in-contempt colonel and Attorney Crowley for Mrs. Finigan.

Colonel Finigan's enemies say that he is 70 years old. His friends admit that he is 60. And he looks about 55. His face is round and ruddy, his mustache is quite white, and his small light eyes look out amiably upon the world from underneath his bushy white eyebrows. He sat in court to-day, really a very well-dressed pauper. In his button-hole was one of those beautiful San Rafael roses, which are already rioting in anticipation of the carnival—over the very peaks of the houses and to the topmost branches of the trees. His year and a half of litigation has been of some service to him, despite the claim of his friends that he has ruined his credit, for it has taught the colonel how to maintain his composure under trying circumstances.

"The plaintiff is unable to pay the costs of this action. She is unable to pay her counsel. If these were not for her relatives she would lack the necessities of life," declared Attorney Crowley, in combating the motion to-day. "She is unable to pay a five-cent piece toward this litigation, and this defendant appears, surrounded by counsel, in the height of fashion, with that audacity which has characterized his proceedings in this case, while calmly permitting his wife to depend on charity of relatives, and asks the court to set a date for the trial—a trial which the plaintiff is positively unable to go on with for lack of funds. It is the defendant's duty to provide. It is the height of impudence."

And the genial Hibernian, falsetto-voiced Colonel Finigan—pauper or millionaire, according to your bias in the matter—who had put on his gold-rimmed pince-nez, sat two feet away, apparently absorbed in a newspaper, shifting his position occasionally or twisting a silver pencil-holder in his hand. He was the only one bearing the attack with equanimity.

"We do not press the case for to-day or to-morrow," argued Attorney Lund. "We don't want to take a snap judgment upon the plaintiff, who is entitled to consideration. We would not ask that the trial be set for this month. If, in the meantime," he concluded generously, "we get our hands on any money, we'll help her."

Strange to relate, the attorney for handsome Mrs. Finigan didn't appear to consider that this phase of the pecuniary difficulties of the case, when plaintiff's counsel pleaded poverty, defendant's attorney vied with him in the pitiful presentation of poor Colonel Finigan's sad case. When Attorney Crowley talked about that property signified here by Colonel Finigan to his lawyers since the filing of the suit for divorce Lund said he "might talk about \$500 checks, but he wouldn't. It was unnecessary. But," when would plaintiff be in a better position?"

The answer to this, of course, is that plaintiff will be in a better financial position when defendant's finances improve. Defendant's finances will improve when this vexatious divorce suit is settled, which will be when plaintiff's financial position is bettered. This is the Finigan endless chain. There is no patent upon it. Any married couple, consisting of an old, wealthy, obstinate husband and a young, fine-looking, resentful wife, unable to compromise their differences, may take advantage of the formula and get their domestic affairs quite as hopelessly tangled.

The last motion of Colonel Finigan presented another phase of the peculiar case—the defendant pleading for and the plaintiff objecting to the trial of a divorce suit, which, though a year and a half old, has never made its appearance in public, except in the shape of alimony and counsel fees fights, imprisonments for contempt of court and other light preliminary legal skirmishes.

It's an indication, plaintiff's attorneys say, that Colonel Finigan is weary of the trial. He has his own obstinacy beguets; that he has had some of the funds so carefully hidden, and that he is anxious to see the end of the endless chain. It's simply, say defendant's attorneys, for the purpose of showing that plaintiff has no case or she'd be eager to have it tried, though Colonel Finigan is getting to be an old man, and he is anxious to be able to work for some provision for his children.

"I am satisfied in my own mind that

the defendant is not destitute of means."

But where is Colonel Finigan's esoteric Klondike? Attorneys have sought in vain, though encouraged by the advice of the court, by the necessities of the situation, by the inspiring thought that to compel a man to pay his wife's counsel fees is the sweetest kind of revenge which the old school teacher's sending the bad boy down to the river to get willow switches for his own chastisement sinks into insignificance.

Unless the good fairy of compromise comes to cut this matrimonial Gordian knot—and the very vigor with which this solution is scouted makes one hope for its ultimate adoption—a new century will be born, whose round, astonished eyes will behold the quasi imprisonment for various terms of contumacious Colonel Finigan, by a liberal minded jailer, the never-ending pleas of poverty, and perpetual motion solved by the continual jangling of the Finigan endless chain. That is, if Colonel Finigan and Mrs. Finigan's just wrath endure that long.

In the meantime defendant is serene and very comfortable at the Hotel Rafael. There he and his daughter live, while a son of 15 has all the advantages, educational and otherwise, that the son of a pauper who used to be worth a quarter of a million should have. On the hotel books the queerest items are charged up to Colonel Finigan's ever-increasing account. If Miss Finigan or either of her younger sisters require drugs or clothes or books, these things are paid for by the hotel management and charged up. There are little items such as "Cash, \$1.50"; "Cash, \$5"; "Cash, \$10"; which betray to the world that exceedingly charitable spirit which animates the soul of this marvel of hotel keepers, whose trust in poverty-stricken Colonel Finigan is so complete that besides board bills and rent for handsome apartments he assumes the entire burden of maintaining the Finigan family's wants.

"They harp upon the colonel's living at the Hotel Rafael," said a friend of his across the bay. "They insist that it hurts his case."

"Why doesn't he leave then?"

"Why? For the simplest reason. He couldn't live anywhere else. A man like Warfield, whose rich, can afford to wait for his money. A poor woman who kept the kind of lodging-house people would like to see Colonel Finigan live in would have to be paid monthly. And the colonel hasn't the money."

Which is funny and ought to be recommended to all paupers—those who have been worth a quarter of a million and those who haven't. If you're needy, if you haven't a nickel to bless yourself and your going with, with, learn the lesson that the Finigan philosophy preaches. Avoid second-class lodgings. You would only inflict your misery upon those who themselves are comparatively needy. Seek boldly the finest, the sweetest inn in all the country and trust to Providence to reward your solicitude for the misfortunes of others—as it has Colonel Finigan's—by raising up a Warfield for you; a Warfield who'll clothe you, shelter you, nurse you, vine you, dine you and all your family, out of pure bigness of heart, for the sheer, simple joy of sweet charity.

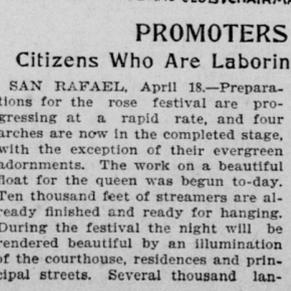
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ENTOMBED BY CHURCH WORK IN EARLY DAYS

Charles Combs Killed in a Modoc County Mine.

Roof of a Drift Gives Way While He Is at Work Underneath.

His Life Crushed Out by a Bowlder Which Falls Upon His Back.

Special Dispatch to The Call.

REDDING, April 18.—Charles Combs lost his life by a cave-in in a mine in the Pueblo District of Modoc County on Saturday-afternoon. He was at work in a drift when without warning the roof gave way, covering him deep in the falling debris. A rescue party in a short time uncovered his remains. It was found that a large bowlder had struck him on the back and crushed him.

Combs was a son of Jacob Combs, a pioneer of Fort Bidwell and a citizen well known in Northern California and Southern Oregon. He was the last of three sons, each of whom has met an accidental death. One was killed by an explosion in a Montana mine and another kicked to death by a horse. This third fatality has prosstrated the family.

It is said that the mine where young Combs was at work was not safe and that he had been warned of its condition.

ACCIDENT ENDS THEIR REVELRY

Men Returning From a Bolinas Dance Injured in a Collision.

Two Carriages Crash Together With Disastrous Results at a Turn in the Road.

Special Dispatch to The Call.

SAN RAFAEL, April 18.—An accident that occurred near Bolinas last evening may result in the death of one man, while two of his companions sustained severe cuts and bruises, and a third lost two fingers. Sherman Smith, Edward Clark, Elijah Bourne and Walter Matsen are the names of the men. Smith probably being hurt internally. The collision of a buggy and a carriage caused the trouble.

There was a dance at the Liberty Hotel in Bolinas, people attending from outlying districts. The party did not break up until a late hour. Smith, Clark and Bourne started homeward in a light carriage. They were all in jovial spirits, and the horses were urged forward at a fast gait, the rattle of the carriage being accompanied by the songs of its occupants. When about a mile from the outskirts of the town the team turned a corner quickly and collided with a heavy buggy driven by Matsen, who was coming toward with his horse at high speed. All four of the men were thrown from their vehicles and rendered unconscious by the fall. Matsen's horse tore through the town after the buggy had been demolished, and friends started up the road to find the cause of the runaway. At the scene of the collision three of the young men were found still insensible, while Bourne was sitting up in a dazed condition, nursing his right hand, from which two of his fingers were almost torn off. Several of Smith's ribs are broken and he may have received internal injuries of a worse nature.

If President McKinley to-day signs the resolutions adopted by Congress, the fact will not only be announced on all The Call bulletin boards, but will be signalled by hoisting the national flag in the place of The Call flag on the Claus Spreckels building. If the signature is not given until to-night, it will be signalled by a display of red fire from the lantern for an hour. Watch for the signals.

THOUSANDS OF GALLONS OF WINE DESTROYED.

Presumably Incendiary Fire West of San Jose Results in Extensive Losses.

SAN JOSE, April 18.—The Zicovich Winery at Cupertino, nine miles west of this city, together with house, engine room and tanks, was burned early this morning. Twenty thousand gallons of wine was destroyed. The loss is about \$200,000, with \$200,000 insurance. The fire started in the winery building, and was evidently the work of an incendiary. The plant was owned by A. Zicovich.

Placer Pioneer Falls Dead.

AUBURN, April 18.—Charles Nuegin, one of the pioneer residents of Placer County, dropped dead at Dutch Flat yesterday. He was 69 years old.

Veteran Methodists at Santa Cruz Grow Reminiscent.

Recount Their Experiences in the Days of the Gold Excitement.

How the Foundations for Protestant Worship Were Laid in California.

Special Dispatch to The Call.

SANTA CRUZ, April 18.—The golden jubilee exercises at the Methodist Church were replete with interesting reminiscences and congratulatory letters.

Mayor Clark delivered an address of congratulation. Bishop Taylor and E. H. Anthony told of early church work in California, describing how the foundations for Protestant worship were laid. Former pastors related their experiences, connecting links of the past with the present. Many reminiscences connected with the labors of pastors were related, the whole forming invaluable information in connection with the history of the Methodist Church in California.

The response to the congratulations was made by Judge W. D. Storey, who presided with Mr. Anthony as honorary chairman. Interspersed with the addresses was music.

After the exercises a reception was held in the church parlors.

DRAGGED TO DEATH BY RUNAWAY HORSES.

Stage-Driver in Modoc County the Victim of a Frightful Accident.

REDDING, April 18.—News reached this city to-day of the frightful death of "Billy" Meikle, a driver on the stage line between Lake City and Fort Bidwell, in Modoc County, who was dragged to death under the heels of his runaway team. His horse took fright at some object along the roadside and made a wild plunge, throwing him from the box over the front boot and under the horses' feet. In the fall he carried the driver with him, and he was so badly so that he was carried along in a helpless condition. The wheelers' heels were striking him a very jump, and he was cruelly mangled, while being dragged along the rough roadbed.

When the horses were checked in their flight and Meikle was extricated he was in a dying condition and lived but a short time. He was a mass of bruises and was covered with blood.

Meikle is one of the best known drivers in that section. He was also well known in Lakeview, Ore., and along the stage line from Bieber north to Alturas, in Modoc County.

SNAKE GIVES POSTAL CLERKS A FRIGHT.

Blue Racer Tumbles From a Mail Sack in the Chicago Postoffice.

CHICAGO, April 18.—A live snake of the blue-racer variety, four feet long, rolled out of a mail pouch in the bag inspecting room of the postoffice yesterday. The snake was found in a mail bag, and the employees who were present fled in all directions. The snake was discovered by Foreman Collins, who was as badly frightened as the others. After a few minutes he assailed the reptile with a broom, and it was crushed alive and placed in one of the windows with a tag bearing the inscription "A Spaniard From Havana."

Where the snake came from is a mystery. The bag in which it was found came from St. Louis yesterday. It was empty and it was thought by many of the clerks that the snake was placed in the bag as a practical joke. The employees in the inspecting room say it is the first snake ever found in a mail bag in the Chicago Postoffice.

WORK ON THE MASONIC HOME AT DECOTO.

Large Building Will Be Ready for Occupancy in About Six Months.

IRVINGTON, April 18.—Fifty men are at work on the Masonic Home at Decoto cutting and laying stone, and the walls of the first story will be finished in about three weeks. The flooring of the first story is to be of brick, with the second and third stories are to be of brick, with stone trimmings, the work will go ahead more rapidly from now on. A large dining room is to be erected of brick at the back as an annex, but work on this part will not be commenced for some time. Contractor Hurbert says it will be at least six months before the building will be completed.

INSTRUCTORS FOR THE SUMMER SCHOOL.

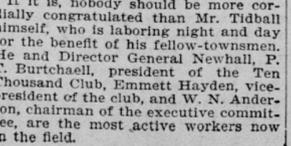
Stanford and Berkeley Professors to Take Charge of Classes at Pacific Grove.

PALO ALTO, April 18.—The Pacific Grove Summer School, which will in a great measure supply the place of the Stanford Summer School now discontinued, will begin on June 1 for the term. On June 20 the short term will commence. Arrangements have been made with Stanford and the University of California to give six hours' university credit for work done in the courses. The high school buildings have been engaged for the summer term, and some of the best men of both universities have been induced to give services. The faculty will be as follows: Professors Megrill and Husband of Berkeley; Greek—Professor Flagg, Berkeley; German—Professors Gobel and Buchner of Stanford; French and Spanish—Professor Davidson of Stanford; Old English and Anglo-Saxon—Professor Flossel of Stanford; Pedagogy—Professor Sarubuck of Stanford; American and English History—Professor Dunaway of Stanford; Mathematics—Professor Cox of Stanford; Physics—Professor Murch of Stanford; Law—L. J. Hinesdale of Stanford; Hygiene and Physical Training—Miss Ada Edwards and Helen M. McCallivray of Stanford.

Shot by a Drunken Indian.

BAKERSFIELD, April 18.—Miguel Leon, chief of the Tejon Indians, came to town to-day, filled up on firewater and in a quarrel with a Mexican named Nievolos shot him in the breast. Nievolos will die. The Indian is in jail.

The fac-simile signature of Chat. H. Hitchcock is on every wrapper of CASTORIA.



VETERANS TAKE BRING GOLD FROM DAWSON

Two Parties Arrive on the Steamship Utopia at Seattle.

Over Two Hundred Thousand Dollars Brought Out by Four Men.

Report the Recovery of the Bodies of Sixty-Three Victims of the Chilcoot Avalanche.

Special Dispatch to The Call.

NEVADA CITY, April 18.—As two trains, closely following each other, arrived shortly after 5 o'clock, bringing 400 Grand Army delegates to the annual encampment, half the population of the city was on hand and gave the veterans a welcome they will never forget. Cheers mingled with the ringing of bells and band music, and in return the veterans and sons of veterans cheered back, and everybody was happy. Another train will arrive with 100 more, and by noon to-morrow all the delegates will be on hand.

The arrangements for taking care of the crowd are perfect and everybody here so far is comfortably situated, with room to spare for as many more. To-night the city was ablaze with electrical displays of marked beauty. Hundreds of strangers thronged the streets, many of them taking their first glimpse of the typical mining town by night.

Around the lobbies of the hotel delegates discussed proposed legislation, considered the prospects of various candidates and canvassed the situation generally. At the Grand Army headquarters an executive session of the department council was held. It had nothing but routine work on hand, as everything has been moving with unusual smoothness the past year.

The department membership has increased from 5405 to 5492 and 123 comrades have died. The old troubles over the Yountville Veterans' Home are ended, and for the first time in years this institution is not likely to prove a source of bitter controversy at the encampment.

The terms of five of the twenty-five members of the association governing this institution expire this month. Among those mentioned as prospective places on the board are: John C. Currier, W. J. Ruddick and Charles E. Wilson, all of San Francisco. Sonoma County will present the name of Judge Crawford of Santa Rosa or A. L. Williams of Petaluma.

Candidates for other positions are numerous, among them being the following: For officer of department commander Colonel George Stone and Sol Cahen, of San Francisco, W. H. Seamans of Los Angeles, F. W. Cushing of Oakland, are named. For senior vice-commander—A. C. Shafer of Los Angeles, Allen Cooley of Marysville. For junior vice-commander J. W. Cullough of Post No. 10 of Auburn is the only one mentioned so far, and Chattanooga Post of this city, which has been invited for any office, will use its influence to have him chosen by acclamation. For chaplain, J. A. Cruzan of San Francisco, the incumbent, is out for re-election, and Rev. A. Drahms, chaplain at San Quentin prison, is his opponent.

The Sons of Veterans have fourteen camps in their division, including one in Honolulu, which is a gain of four for the year. The membership has increased by 116, making the total 418. The old indebtedness has been wiped out and the money in the treasury doubled. Colonel Charles L. Pierce, division commander, is fighting to have the organization establish permanent headquarters in San Francisco and hold meetings at a different date from the Grand Army, so that the veterans who are honorary members of this organization can attend the encampments. He urges the formation of each camp into a uniformed company, pledged and ready at all times to respond to the call of the country when soldiers are wanted on the field of battle.

WAR AT THE PAVILION.

A Realistic Entertainment to Be Given by the First Regiment.

The first entertainment to be given by the First Regiment, N. G. C., since the National Guard of the California National Guard will be held in the Mechanics' Pavilion next Friday evening. The object will be to show the public the efficiency of the guard, and a strictly service demonstration will be made.

ENGLISH CORRESPONDENT DRIVEN FROM HAVANA.

LONDON, April 18.—The Times announces this morning that its correspondent has been expelled from Havana. Against the expulsion the Times protests editorially, characterizing the act as "another of the Spanish efforts to stifle the truth."

DRIVEN FROM HAVANA.

The special feature will be the bridge building corps, acting as an engineer corps, will hurriedly construct a bridge over an imaginary river forty feet wide, the corps working from both sides, forming the tripods and spans, and lashing them together from the apex and make the floor of the bridge. The bridge will be fully seventy-five feet long, and it is expected that the time necessary to its construction will not exceed eight minutes.

During the construction of the bridge Companies I and M will make an attack, resulting in an imaginary conflict. This will give the Sanitary Corps an opportunity of carrying off the wounded and treating them, etc.

GOVERNOR BUDD AND STAFF, MAJOR GENERAL JOHN T. B. DISNEY, STAFF BRIGADIER GENERAL R. H. WARFIELD AND STAFF, COLONEL D. B. FAIRBANKS AND STAFF WILL BE PRESENT.

BRING GOLD FROM DAWSON

Two Parties Arrive on the Steamship Utopia at Seattle.

Over Two Hundred Thousand Dollars Brought Out by Four Men.

Report the Recovery of the Bodies of Sixty-Three Victims of the Chilcoot Avalanche.

Special Dispatch to The Call.

SEATTLE, April 18.—The steamship Utopia got into port to-night, having on board several Klondikers. One party of four left Dawson on March 18, coming out over the ice and reaching tide water eighteen days later. They are Chris Morgan of Butte County, California, M. E. Lloyd of Cripple Creek, Colo., W. E. Hall of Spokane, Wash., and P. M. Madale of Seattle.

Another returning party, most of the members of which have claims on Stewart and Peily Rivers, includes J. E. McGrew, J. S. Cole, William Bohlander, A. Habner, John Badley and M. Sheppard. In answer to an inquiry as to the amount of money his party brought out Mr. Morgan said:

"We have over \$200,000 in drafts, bullion and dust. We all have valuable claims and will return in a few weeks to work them."

Morgan started from Fort Yukon on February 23, with Captain Phil Ray and came with him as far as Dyea. He says:

There is every promise for big results from the Tanana River. It is not a swift stream and is navigable about 250 miles for small steamers. The method of prospecting has changed on the Yukon. Old miners never looked for gold in the flat places without any grade. If they had done that a year or two ago they would have been thought crazy. Now they are digging through the earth, going to bed rock and finding gold. It is the greatest gold-bearing country in the world, and my own opinion is that the gold in there is only just beginning to be found.

Why, they are taking out nuggets of it and putting it in the pockets of their coats. That shows that the gold deposit is not the result of action of streams, and that a man is just about as likely to find gold away from a creek bed as in it.

CONTEST FOR SALINAS' MAYORALTY CHAIR.

Hill Refuses to Give Way to Frances, Whom the Court Declared Elected.

SALINAS, April 18.—When the City Council met this evening Mayor Hill was about to take his seat to preside when Attorney Renison served upon him a copy of Judge Dooling's decision, declaring Charles Frances elected to the position, and demanded that Hill vacate the chair and allow Frances take it. It was said that as no appeal had been filed, refusal to comply with this demand would be contempt. Attorney Lacey advised Hill that, if he would be guided by counsel, he should continue to exercise the functions of Mayor and ignore the demand. At this point ex-Mayor Frances advised the council that he would not accept the position, and that an appeal does not stay proceedings. The demand was made, though ten days are allowed after judgment for filing an appeal.

COSTA RICA MAKING PREPARATIONS FOR WAR.

PANAMA, April 18.—Costa Rica, regarding her efforts being made by her sister republics to arrive at peace conditions of the question with Nicaragua, is quietly going on with war preparations. The latest step in this direction is the purchase of the steamer Casma of the Pacific Steam Navigation Company for \$100,000. She arrived at Puntarenas five days ago, and is being transformed into a military transport. With this steamer will have three of the same class, while Nicaragua possesses only one. Salvador's stand in favor of Costa Rica, although it is the Greater Republic, may tend greatly to avert war.

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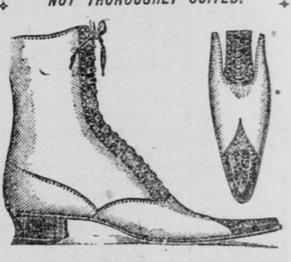
Five hundred reward for anyone who can cure this secret remedy stops all losses in 24 hours, cures Emissions, Impotency, Varicocele, Gonorrhoea, Gleet, Fits, Strictures, Lost Manhood and all wasting effects of self-abuse or excesses. Sent sealed, 25¢ bottle; 3 bottles, \$5; guaranteed cure. Address HALL'S MEDICAL INSTITUTE, 555 Broadway, Oakland, Cal. Also for sale at 107 1/2 Market St., S. F. All private diseases quickly cured. Send for free book.

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Ladies' Fine Tan Kid Oxfords, turn soles, coin toe and tip. During sale \$1.00

Ladies' White Canvas and White Kid Oxfords, hand-turn soles, late coin toe. \$1.50

Ladies' Extra Quality Paris Kid Juliets, hand-turn soles, coin toe, patent-leather tips. During sale \$2.00

Finest Quality Tan Chrome Kid Lace Shoes. All Tan Kid also, with the latest fancy vesting tops. \$2.50

Ladies' Extra Quality Tan Chrome Kid, foxed fine tan vesting tops, welted sewed soles, stitched edges, soft and flexible, new style coin toe and tip. Regular price \$4.00. Sale price \$3.00

LADIES' FULL DRESS SHOES. LATEST STYLES. Ladies' Finest Quality Tan Kid Lace Shoes, made with fancy vesting tops, hand-turn soles, genuine LXV French heels. During sale \$3.50

Before, \$5.00. Ladies' Fine Paris Kid Slippers, Worth \$1.50. \$1.00

Children's and Misses' Tan Shoes, Button and Lace, new style coin toe and tips. Excellent school shoes. Sizes 7 to 8..... 75c

Sizes 8 1/2 to 11..... 85c

Sizes 1 1/2 to 2..... \$1.00

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