ALAMEDA GAINS A VALUABLE WATER FRONT

P. I. Co. Forced to Make Good Terms.

PARTITION SUIT ADJUSTED

THE NEW STEEL BRIDGE THE INDIRECT CAUSE.

The City Fortunately Held the Land Upon Which the Approaches Had to Be Constructed.

ALAMEDA, Nov. 9.—In a few days papers will be filed giving this city undisputed title to a valuable water front facing Oakland harbor. The litigation over the marsh land and water front will then be settled. Indirectly the completion of the new steel railroad bridge over the estuary forced the Pacific Improvement Company to come to terms with the city in partitioning the disputed territory.

There are over 150 claimants to the Alameda marsh land. Some years ago, when the Pacific Improvement Company commenced an action to partition the property, the city authorities, in order to make a showing in court, seized a strip of fourteen acres between Webster street and the railroad tracks leading to the Alice street bridge. An old scow was run into a slough and scuttled in such a position that it might be used as a wharf. This was considered an "improvement" in the eyes of the law, and was done to strengthen Alameda's claim to the property.

Both the narrow gauge and broad gauge approaches to the new steel bridge had to pass over this piece of marsh land. When the railroad commenced to construct the embankments the city called a halt. Neither the Pacific Improvement Company nor the Alameda authorities were anxious for expensive litigation, so it was agreed that the representatives of each should come together and endeavor to effect a compromise.

The land claimed by Alameda was practically worthless to the city from the fact that it was hemmed in by three drawbridges, making it useless for dockage purposes; but it was valuable to the railroad company for the reason that they had to have it. Taking advantage of this Alameda was in a position to dictate the terms of the settlement. And its representatives got a great deal the best of the transaction.

Over 150 parties had undivided interests in the marsh land. Alameda's proportionate share was fourteen acres of land and 100 feet of water front. Under the stipulation by which the city releases its claim to the strip between the two bridges it will receive title to fifteen acres of land and 1176 feet of water front in one of the best locations on the estuary. There are 960 feet of frontage between Wood and Prospect streets and 216 feet between Grand and Schiller streets. The fifteen acres includes a ten-foot strip of land along all of the city sewers passing over the marsh. The Pacific Improvement Company also agrees to donate sufficient property to widen the Webster-street roadway to eighty feet as soon as the city is prepared to undertake the improvement. All parties in interest have agreed to the terms of the stipulation.

The engineers are now preparing maps of the property, and as soon as they are completed the attorneys will prepare a form of decree and ask the court to render judgment in the partition suit in accordance with the stipulation.

There is already talk of constructing wharves on the city's water front. City Attorney Taylor states that the matter will be entirely settled before the end of November.

ANOTHER HEIR FOR THE LANDS OF CHRISTENSEN

SISTER OF A HERMIT IS FOUND IN FAR IOWA.

Christensen's Estate Once Claimed by a Man Who Declared He Found a Will Under a Table Cover.

Oakland Office San Francisco Call, 908 Broadway, Nov. 9.

Andrew Krough of Haywards stands very little chance of getting the fortune left by the old hermit, Peter Christensen, who died intestate on his ranch in San Joaquin County a few months ago. The attorneys who have been seeking absent heirs have discovered a sister of Christensen, who now lives in Iowa. Her power of attorney to Messrs. Delegh and Beardslee has been filed with the County Clerk at Stockton.

Peter Christensen was brought up by Andrew Krough's father and he frequently stated that he had left his estate, which is quite valuable, to Krough's children.

Christensen died suddenly and no will could be found. A couple of months after his death a ranch hand on one of the Christensen ranches claimed to have discovered the missing testament. The discovery was said to have been made beneath an old table cover that had not been removed for years. The alleged will consisted of an old silver Treasury note, on one side of which was some writing which purported to give to the finder and to a few charities the whole of the Christensen properties.

Much doubt was expressed in regard to the so-called will's authenticity and by some attorneys it was openly declared to be a forgery. It was never presented for probate and the finder has as yet made no demand for the estate.

Krough doubts the existence of the sister said to be now living in Iowa. He had known Christensen for a lifetime and he does not think he has a sister in this country or in any other land. Krough's attorneys have a letter from the Mayor of the town in Germany where the Christensens used to live and it may help to establish the identity of the latest claimant.

LOVE'S IMPATIENCE.

E. D. Osborn Obtains a Marriage License at Midnight to Wed None Vincent.

OAKLAND, Nov. 9.—Edward Donald Osborn, an unassuming young man of San Francisco, created a slight sensation in the Alameda County Clerk's office, one minute after last midnight.

Osborn stepped up to Cupid's desk yesterday and applied for a marriage license to wed Miss None Vincent, also of San Francisco and aged 23. Deputy County Clerk Charles Arnold advised the young lover that on account of election day he could not legally issue the license.

"Really it would be illegal to issue this license to-day," said the deputy. "You see, if it was but one minute past 12 to-night that'd be to-morrow, and then it would be all right."

"It would? Well, all right," and with this reply the young fellow departed suddenly. At just 12:01 this morning, while Arnold was enjoying a nap between the arrivals of the election returns, Osborn appeared before the desk and without further argument obtained his much-sought-for license.

Before breakfast he appeared before a Methodist minister with his sweetheart and the knot was tied.

Retrial of a Big Suit.

OAKLAND, Nov. 9.—The retrial of the suit of Frank E. Booth against the Oakland Consolidated Railway for damages on account of the killing of his two little girls on Eighth and Magnolia streets, commenced to-day in Superior Judge Hall's court. The plaintiff sued originally for $50,000 dameges and obtained a verdict for $12,000, but defendant was granted a new trial. The circumstances of the deaths, about two years ago, were exceedingly sad. The two little girls were on their way to meet their father. Each had on a roller skate, and as they went along the track the skates were caught when a car came along and mangled their bodies horribly.

Slate Company Incorporates.

OAKLAND, Nov. 9.—Articles of incorporation were filed in County Clerk Jordan's office this afternoon by the Shasta Slate Company, with principal place of business in this city. The purposes as set forth are to buy, sell, own and operate mines and quarries of slate deposits, mills, sites, hotel business, lighting and transportation. The directors are W. J. Dingee, F. J. Woodward, W. A. Winsboro, F. A. Lash and Walter C. Beatie. The capital stock is given as $100,000, with $2400 actually subscribed.

Executor Bruns' Bond.

OAKLAND, Nov. 9.—The bond of D. Bruns, executor of the estate of Christopher Streitberger, deceased, in the sum of $407,000, was approved this afternoon by Judge Ellsworth and filed, and letters testamentary were issued to Mr. Bruns on motion of T. F. Graber, attorney for the estate. The United States Fidelity and Guaranty Company of Baltimore, Md., of which J. H. Delahanty is the Alameda County agent, is the surety for the full amount of the bonds.

Alleges Extreme Cruelty.

OAKLAND, Nov. 9.—Mary E. Bornhorst, through her attorney, J. E. McElroy, to-day commenced an action for divorce against Herman Bornhorst, alleging extreme cruelty as the ground. The parties reside at 1206 Peralta street, and defendant is a cabinet maker.

Famous Case Closing.

OAKLAND, Nov. 9.—The famous water front retrial suit bids fair to close to-morrow. Such at least was the understanding arrived at by the attorneys.

The case occupied Judge Ogden's attention the entire day. It will be probably a month or six weeks before a decision is handed down.

IN THE JAWS OF DEATH.

The Remarkable Escape of a Berkeley Wagon-Driver.

BERKELEY, Nov. 9.—By what seems almost a miracle, Joseph Mango, a wagon driver, came out unharmed from an accident this morning, which in nine cases out of ten would have resulted fatally.

Mango was driving down Addison street, near Third, and was struck by the local train from Martinez.

The horses were killed outright by the locomotive, the pole of the wagon being wrenched out of place and carried away at the same time. The rest of the wagon was left standing, the driver remaining in his seat and coming out of the accident unhurt.

Miss Wilson's Play Accepted.

BERKELEY, Nov. 8.—Miss Minnie Rae Wilson has won the competition for the curtain raiser to be given next junior day by the junior class of the University of California. Five plays were handed in for the contest, that of Miss Wilson being finally selected by the judges. The play centers upon a phase of college fraternity life and is full of local coloring. The successful author is a member of the editorial staff of the 1900 Blue and Gold.

Kaarsberg Out of Danger.

BERKELEY, Nov. 9.—Peter Kaarsberg, Berkeley's fullback, is now declared by his physician to be out of danger. The tried veteran of the gridiron developed symptoms of blood-poisoning toward the latter part of last week and has been forced to confine himself to the training quarters for four or five days. It was feared at first that the malady might prove serious enough to prevent his playing with the big team next Thanksgiving day. A marked improvement in his condition gives hope that he may yet be on the field again in time for the great game. But the prospect for this is even now very doubtful, and some of the football men fear that a substitute will have to be sought for.

Conway's Injuries Prove Fatal.

ALAMEDA, Nov. 9.—Robert C. Conway, the brakeman who fell from a narrow-gauge train last Saturday night, died this morning from the effects of his injuries. Deceased had been a brakeman on the narrowgauge through train for over ten years. Saturday night he was seen running along Park street to catch a westbound local train. Ten minutes later he was found unconscious alongside of the tracks with a terrible gash in the back of his head. No one saw the accident. The theory is that he attempted to board the forward platform of the rear car, was thrown down next to the track and raised his head just in time to be struck by the rear steps of the car. Deceased was 28 years old. He leaves a young widow, mother and sister.

Alameda News Notes.

ALAMEDA, Nov. 9.—The funeral of Everett I. Ames, past commander of Joe Hooker Post, G. A. R., who died suddenly Monday night, was held this afternoon under the auspices of the Grand Army veterans.

A lodge of the Ladies of the Maccabees was organized yesterday in Alameda. The following officers were chosen: Past Commander, Anna Sherman; commander, Anna McAnney; lieutenant commander, Teresa Peterson; record keeper, Sarah Fonda; finance keeper, Ella Ellis; chaplain, Ann McDonald; sentinel, Alice Yelminie; sergeant, Julia Coffin; sentinel, Laura Roesch; picket, Blanch Rass.

Mrs. Priscilla A. Simmons of 1215 Park avenue has received information confirming the news of the death of her husband, Captain Abram T. Simmons. His death occurred at Langton Bay, Arctic Ocean, over two years ago.

The Unitarian Club entertained its lady friends this evening. The affair was one of the social events of the season. A programme of musical numbers was rendered, in which the following took part: H. Clay Wysham, Samuel Adelstein, W. B. Bartlett, Robert A. Morrissey, Sigismund Blumann and Frank Howard.

HOTEL ARRIVALS.

NEW WESTERN HOTEL.

P McCoy, Arizona
F Campbell, Cal
W N Dingee & w, Cal
Mrs C W Barnes, N Y
Mrs J E Doran, N Y
Mrs J L de Little, Pa
Miss K Kenealy, Minn
G H Barlo-, Chicago
W H Lincoln, San Jose
Q Murphy, Sacto
S G McCarty, Los Ang
Mrs F Keller, Tacoma
Mrs C P Phieffer, Colo
Mrs Hecht, Denver
J Richey & w, Illinois
H J Clint, Omaha
R M Weston, N Y
Mrs Mitchell, Livermr
J H Brundage & w, Cal
R Rainsbury, Tucson

BALDWIN HOTEL.

B T Harrison, Portland
R A Smith & w, N Y
H B Steel, N Y
T Prathere, N Y
G J Myers, Boston
R W Foster, N Y
W H Jackson, Omaha
J J Hardy, Kern
C M Hunter, L Ang
J McCudden, Vallejo
Mrs T E Morris, Cal
Miss Meade, Cal
P E Radcliff, U S N
H W Heiss, N Y
H J Corcoran, Stktn
C H Smith, Boston
J S Werrin, Nev
J M Compton, Tucson
Mrs J C Walker & d, Stockton
F Einzensperger, Cal
J P O'Brien, Sonora
Mrs W R Clarke & d, Stockton
A M Miller, N Y
A B C Dowdell, Cal
W Stewart, Yuba City
H W Smith, Oakland
P J Jones, Oakland

PALACE HOTEL.

W A Prichard, Stanfrd
R R Wammenhuse, Sumatra
C Wapenert, Yokoham
J F Hazen & w, Ill
J D Robinson, Pittsbrg
S Moody, Pittsburg
Miss L Moody, Pittsbg
E M Fickert, Stanford
B Smith, U S A
T Tipton, Salt Lake
W M Parker, Stanford
C B Otten, Stanford
L Chandler, Stanford
B Jevne, Stanford
A B West, Stanford
J Dougherty & w, Ill
H Lindley, Oregon
J P Farraher, Yreka
J M Garvin, Portland
Lord Dudley, London
H A Lozier Jr, Ohio
F C Innes, Spokane
L W Blum & w, Ls An
G Mason, Los Ang
M Allen & w, Cal
G Goodman & w, Napa
T Flint & w, San Juan
E A Bower, Pa
J B Peakes, Sta Cruz
Dr E Lodge, Detroit
C Weissman, N Y
Y Murota, Mexico
Z Amari, Mexico
W M Little, N C
O P Jenkins, Stanford
H Laub, Louisville
R E Jack, S L Obispo
Mrs W Holland, S A
Miss J E Holland, Mo
J Powning, Belvedere
H E Collbran, Denver
D Rivers, New York
R E Steele, Pescadero
W L Beedy, Palo Alto
C E Brown, Palo Alto
E W Knapp, N Y
G E Goodman Jr & w, Napa

GRAND HOTEL.

R A Green, Sacto
C T La Grove, Sacto
T M Boardman, Sacto
W Newman, Gilroy
F Anginieur, France
A Anderson, Suisun
C M Culver & w, Cal
B T Gillett, Stanford
H Shoemaker, Stanford
J D Hatch, Novato
J Donald, U S N
H L Booth, N H
C Andrews, Alameda
W H Lawlor&w,S Rafl
T S Lawlor, S Rafael
W E Nichols, Stanford
B T Higley, Stanford
W G Herman & w, N Y
W S Dayton, Oakland
R A Leiter, Stanford
L R Freeman, Stanfrd
H J Edwards, Stanfrd
O C Leiter, Stanford
H J Higgins, Cal
A Raggio, Chicago
W W Miller&w,Borate
W Beauchamp, L Gats
G C Alexander, Hldsbg
P W Martin, N Y
W S Bell, Healdsburg
A J Bremer, Sacto
P Carroll, Petaluma
H L Bates, N H
A Davis, Sacto
Mrs S de Camp, Borate
T Finn, Coos Bay
H B Tuttle, Ohio
Mrs M A Crow, Astoria
H C Parker, Visalia
L B Slusser, Mt Olive
G C Brown, Sacto
J G Black & w, Sacto
D Bryant & w, S Jose
E A Crennan, Cal
R Brown, Sacto
L J Lalande & w, Cal
F J Hambly, S Jose
J L Edgar, San Jose
R M Jones, Cal
L A Spitzer, S Jose
H H Blood, Nevada
Dr C A Weldon & w, Vacaville
J R Halsey & w, Ariz
A W Cutler, Boston
W G Patrick & w, Cal
C A Neilsen, N Y
Miss A Gresjohn, Nebr

TIDE TURNED IN FAVOR OF THE BOOKIES

Five Choices at Oakland Were Bad.

BE HAPPY WON AT 15 TO 1

JUANITA FINISHED AHEAD OF A HOT FAVORITE.

Plan Again a Handy Winner—Jingle Jingle Proves to Be a Fast Filly—Detailed Results.

The members of the galloping division raced to a rather light gate at Oakland yesterday, many enthusiasts of the game apparently being more wrapped up in the election returns than in the outcome of the different running events. And then the card was not an appetizing one, which fact did not help matters any.

The sport itself was of the fatiguing sort. Five favorites were laid away to rest, with a long string of the talent acting as mourners. The ceremony was brief but impressive. The ring finally had a day.

The crowd accepted 7 to 5 against Little Sister in the opening scramble at five furlongs, and looked as smiling as a poker player with a "pat hand." Sister finished fourth, without ever looking dangerous. Johnny Woods, on the 15 to 1 shot, Be Happy, headed Jerilderio in the stretch, and came in a clever winner over the last named horse by half a length. Zem Zem, with Rutter up, was a moderate third.

The next event was a sprint for three-year-olds, decided over the new Futurity course, 170 feet less than six furlongs. Engea, the Burns & Waterhouse entry, was sent to the post a meek 2 to 1 choice over Jingle Jingle and Glengaber, and was beaten in a common gallop by the former filly. The winner was as good as 4 to 1 in the betting. Shields evidently tried to rate Glengaber, and made a bad mess of it, ending up an indifferent third.

The Texan turfman, G. W. Scott, won the third purse with his erratic mare Juanita, against which 10 to 1 was laid. Gouin managed to beat the bunch away from the post, and though she wanted to stop badly throughout the stretch, lasted long enough to beat the favorite, Little Alarm, a head. If J. Reiff, on the latter, had not been pocketed near the rail over half the distance it would have been easy sailing. Manzanilla, hard ridden by Devin, finished in the show.

The Prestonpans gelding Plan had it all his own way in the mile selling affair, leading from start to finish. He went to the post third choice and beat the 40 to 1 shot, Magnus, two lengths, with considerable to spare. The favorite, San Venado, backed up in the betting, and finished third. Everson, on Inverary II, the second choice, had an attack of wind colic or paddock complaint, and finished last.

Ed Gartland was favorite for the final six furlong run, with Houck on his back. Piggott got Chihuahua, the second choice, away first, and in a hard drive downed the first choice a head. Sport McAllister fell heir to third money.

Turf Gossip.

Ed. Lowery, the well-known poolseller and bookmaker of Chicago, accompanied by Phil Hammill, the Butte, Mont., penciler, were visitors at the track yesterday. It is their intention to book here in the near future.

Mike Hennessy's saddle work yesterday would drive one to the conclusion that in early childhood he was reared by tender hands to be a rough carpenter in later life. Mike can ride, but his riding has borne a very uneven surface of late.

If it was the intention to rate Glengaber, the youngster is a very poor rater. There are few instances of Henry Shields winning a race from behind anyway.

The Baldwin horses are, as usual, hard to catch. Celoso ran like a resuscitated corpse, and San Venado, supposed to be a $3500 piece of equine furniture, was beaten by Magnus. If Mr. Baldwin would conclude to send his entire stable to England, where Mister Sloan, the ex-balloonist, is daily appearing with considerable success, there would be few wails and lamentations go up from this side of the Sierras.

Some day in the near future when Frank Van Ness tires of riding Everson an indulgent public will again remember him as the owner of the mighty Morello (now dead), and perhaps back his horses. But with Everson up they will do to watch with the field-glasses reversed. There are about six jockeys riding at Oakland that could probably pass an examination and be assigned a berth aboard the training ship Marion, and there is where they belong. Everson's ride on Inverary II was not as glossy as the lamented Patsy Duffy could furnish in his dilapidated days.

P F is a horse possessed of a highly cultivated bunch of speed, and if the judges would choose a rider for Monsieur Chappell some day the gelding would very near win a purse. Under the circumstances he ran a highly creditable race yesterday.

Killip & Co. have issued a catalogue for their sale of Macdonough yearlings to be held on the evening of Monday, November 21.

Following are to-day's entries:

First Race—One mile; selling; three-year-olds and up.

173 Prompto .....110 | ... Flandes 104
182 Col. Dan .....107 | 178 Fleming 101
155 Don Luis 104

Second Race—Five and a half furlongs; selling; all ages.

... None Such ....107 | (177) Yemen 119
63 Pelxotto .....112 | 148 Mollie A 112
177 Highland Ball..117 | 162 Etta H 112
142 Reina de L Ang.107 | 172 Grandezia 107

Third Race—Seven furlongs; 3-year-olds and up; Naglee selling stakes.

176 Cromwell .....105 | 166 La Goleta 102
166 Buckwa .....106 | 151 Rosinante 99
177 Highland Ball..100 | ... Satsuma 112
(171) Rubicon .....107 | 180 Moringa 94
166 Recreation 97

Fourth Race—One and a quarter miles; handicap.

176 Shasta Water .. 93 | ... Charlie Reiff .. 85
176 W. of Fortune..112 | 176 Morellito 105

Fifth Race—Mile and seventy yards; selling; four-year-olds and up.

168 Benamela .....103 | (173) Personne 97
180 Imp Mistral II..109 | (173) Bernardillo 109
157 Lost Girl ..... 97 | 149 Red Glenn 97
178 Coda ..... 97 | 178 Zarro 97

Selections for To-Day.

First Race—Flandes, Don Luis, Prompto.
Second Race—Yemen, Pelxotto, Etta H.
Third Race—La Goleta, Moringa, Cromwell.
Fourth Race—Morellito, Wheel of Fortune, Shasta Water.
Fifth Race—Red Glenn, Bernardillo, Mistral II.

After Sheriff Rogers' Old Job.

ALAMEDA, Nov. 9.—Hardly had it become certain that Oscar Rogers, present City Marshal of Alameda, had been elected Sheriff, than a host of aspirants for the position he will vacate began to make their plans to capture the prize. Rogers will assume the duties of his new office January 1, 1899. The Alameda city election will not be held until April, and in the meantime the City Marshalship will have to be filled by an appointment by the City Trustees. Among those who aspire to the position are Louis Schroeder, Frank Hackett, Harry Transue, William Gunn, George McRae and Ralph Hamlin. All of them will endeavor to get the appointment from the Trustees, and it is likely all of them will be candidates for the position at the April election.

St. Paul to Sail for Manila.

WASHINGTON, Nov. 9.—The Postoffice Department to-day announced that the transport steamer St. Paul will sail from San Francisco direct for Manila November 17, carrying the mails and also Christmas presents for our soldiers and sailors.

Fire Destroys Hay.

CHICO, Nov. 9.—Fire destroyed a large warehouse and 300 tons of baled hay here last night. The total loss is estimated at $4600.

THE CALL'S RACING CHART.

OAKLAND RACE TRACK, Wednesday, Nov. 9, 1898.—Ninth day of the California Jockey Club meeting. Weather fine; track fast.

J. A. MURPHY, Presiding Judge. JAMES B. FERGUSON, Starter.

183. FIRST RACE—Five furlongs; selling; mares, three years old and upward; purse, $300.

Index.	Horse.	Age.	Weight.	St.	¼m.	½m.	¾m.	Str.	Fin.	Jockeys.	Betting. Op.	Betting. Cl.
...	Be Happy	3	104	4	...	2 ½	2 1	2 h	1 ½	Woods	8	12
...	Jerilderio	4	104	1	...	1 ½	1 ½	1 ½	2 2	Piggott	5	3
96	Zem Zem	3	105	3	...	3 ½	3 ½	3 ½	3 ½	Rutter	4	5
143	Little Sister	4	109	5	...	4 2	4 2	4 1	4 2	Snider	7-5	11-10
163	Smyle	3	104	2	...	6 2	5 2	5 2	5 4	Houck	6	10
182	Spry Lark	5	109	6	...	5 2	6 2	6 2	6 2	Ryan	20	20
...	Corriente	5	109	7	...	7 8	7 15	7 20	7 25	Russell	15	15
...	Azaliah	4	109	8	...	8	8	8	8	F. Narvaez	50	50

Time, 1:02¼. Winner, J. Dixon's br. f. by St. Carlo-Marilee. Good start except Azaliah. Won first three driving.

184. SECOND RACE—Futurity course (170 feet less than six furlongs); maiden two-year-olds; purse, $350.

Index.	Horse.	Weight.	St.	¼m.	½m.	¾m.	Str.	Fin.	Jockeys.	Betting. Op.	Betting. Cl.
175	Jingle Jingle	102	2	...	1 ½	1 n	1 3	1 6	Hal Brown	4	3
175	Engea	102	8	...	2 3	2 2	2 ½	2 1	J. Woods	2	2
160	Glengaber	112	4	...	4 4	3 h	5	3 h	Shields	8-5	3
...	Alhafa	109	1	...	3 1	4 2	3 h	4 2	Rutter	6	5
136	Peter Weber	109	5	...	5	5	4 h	5	Piggott	6	6

Time, 1:16. Winner, J. Coffey's br. f. by imp. Brutus-Nabette. Good start. Won easily. Second and third driving.

185. THIRD RACE—Five furlongs; selling; mares, three years old and upward; purse, $300.

Index.	Horse.	Age.	Weight.	St.	¼m.	½m.	¾m.	Str.	Fin.	Jockeys.	Betting. Op.	Betting. Cl.
182	Juanita	4	111	3	...	1 1	1 1	1 ½	1 h	Gouin	8	10
172	Little Alarm	3	104	2	...	4 ½	4 3	2 ½	2 2	J. Reiff	7-5	9-10
182	Manzanilla	4	109	6	...	3 ½	2 h	3 3	3 3	Devin	5	10
...	Bonnie Ione	3	105	8	...	8	6 ½	7 ½	4 ½	Rutter	6	9
(129)	Celoso	4	109	4	...	5 5	5 3	4 2	5 3	Hennessy	2	3
158	Rose Maid	3	104	7	...	7 1	8	8	6 3	Woods	12	40
168	Queen Nubia	4	109	5	...	6 ½	7 ½	5 ½	7 4	Frawley	10	40
172	Miss Dividend	3	104	1	...	2 1	3 ½	6 1	8	O'Neil	20	60

Time, 1:02. Winner, G. W. Scott's b. m. by imp. Galore-Druidess. Fair start. Won first three driving.

186. FOURTH RACE—One mile; selling; three-year-olds; purse, $400.

Index.	Horse.	Age.	Weight.	St.	¼m.	½m.	¾m.	Str.	Fin.	Jockeys.	Betting. Op.	Betting. Cl.
(149)	Plan		105	1	1 2	1 2½	1 4	1 4	1 2	Rutter	2	5-2
173	Magnus		90	2	2 h	2 h	2 1	2 1	2 1½	Houck	15	40
176	San Venado		109	4	5	5	3 1	3 3	3 3	Hennessy	6-5	9-5
170	Soscol		101	3	3 1½	4 ½	5	5	4 2	Woods	6	6
178	Inverary II		98	5	4 h	3 ½	4 3	4 h	5	Everson	3	2

Time—1:41. Winner, W. Fisher's ch. g. by imp. Prestonpans-Katie Fletcher. Good start. Won cleverly. Second and third driving.

187. FIFTH RACE—Six furlongs; selling; three-year-olds and upward; purse, $400.

Index.	Horse.	Weight.	St.	¼m.	½m.	¾m.	Str.	Fin.	Jockeys.	Betting. Op.	Betting. Cl.
172	Chihuahua, 3	109	2	...	2 1	1 hr	1 ½	1 h	Piggott	3	2
172	Ed Gartland II, 3	107	7	...	4 h	3 2	2 1	2 ½	Houck	6-5	7-5
171	Sport McAllister, 6	115	2	...	3 h	5 1	4 ½	3 1	Gouin	5	8
155	P F, 4	112	9	...	6 h	6 4	6 1	4 ½	Bullman	10	10
172	Roadwarmer, 5	112	3	...	1 ½	2 1	3 1½	5 1½	Ames	20	50
177	Howard, a	112	4	...	5 1	4 ½	5 ½	6 ½	Frawley	75	150
177	Lost Girl, 4	112	8	...	8 3	7 2	7 4	7 6	O'Neil	10	20
148	Major Cook, 6	112	6	...	7 1	8 2	8 2	8 2	H. Smith	25	50
158	Fashion Plate, 4	112	5	...	6	9	9	9	Rutter	5-2	7-2

Time—1:14¾. Winner, C. H. Kobicke's br. g. by Emperor of Norfolk-Esperanza. Good start. Won first three driving.

FUTURE OF THE PHILIPPINES IS DEBATABLE

Reply to a Spanish Protest.

INDEMNITY CLAIM IGNORED

COLLECTION OF CUSTOMS AT MANILA JUSTIFIED.

American Peace Commissioners Dispose of All Points Raised by Their Spanish Colleagues.

Special Dispatch to The Call.

PARIS, Nov. 9.—To-day's session of the Peace Commission began at 2:15 p. m. and ended at 3 p. m. When the meeting opened the Americans presented to their Spanish colleagues the answer of the United States to the claims submitted on Saturday last on behalf of Spain. The document in which the American answer was set forth consisted of nearly fifty sheets of typewritten matter. It was a refutation of the Spanish allegation that because the words "possession," "ownership" or "cession" do not occur in the protocol clause touching upon the Philippine Islands the Peace Commissioners have no right to discuss them here, and that even if they did so it must be in the light of the alleged fact of an exterior agreement that Spain's sovereignty should not be impaired.

The Americans also answered Spain's claim for the restitution to her of public money and customs collections taken by United States officials since the capitulation of Manila, and made reply to Spain's claim for an indemnity on account of the alleged imprisonment by United States authorities of Spanish troops at Manila and for their subsequent restraint from being of service to Spain in the suppression of the insurrection and the preservation of property.

The American Commissioners in their reply held that there was justification, under the terms of the protocol, for the discussion of the future of the Philippine Islands, and they also claimed that the occupation of Manila is a military occupation, which justifies the United States in collecting the revenues, administering the government and exercising all the functions of possession.

MANGLED BY THE CARS.

Railroad Man's Awful Death in the Oakdale Yards.

STOCKTON, Nov. 9.—Albert Conrady, better known as "Doc" Conrady, met death this morning in Oakdale while switching in the railroad yards. He was a brakeman on the Southern Pacific, and was well known in this city, where he resided. He was a son of Dr. Conrady, who died a few years ago.

Conrady started toward a train to meet it as it came toward him. In some manner he slipped between the track and the iron frog, getting his foot caught, and his efforts to free himself were unsuccessful. The train was bearing down on him so fast that it was too late to stop it and the unfortunate man was knocked over by the pilot and mangled horribly. His arms and legs were broken and his hands and feet were cut off. His head was crushed.

He leaves a widow in Stockton and a mother and sister in Fort Wayne.

Stabbed by an Unknown Man.

LOS ANGELES, Nov. 9.—J. W. Casebeere of Santa Barbara was murderously assaulted last night, near his rooming house in this city, by an unknown man. He was stabbed in the breast four times and his condition is serious. He is unable to relate the particulars of the assault.

What Cuba's Loss Means to Spain.

The loss of Cuba means to Spain the loss of the very sustenance of the nation. Already her tax ridden people are crying for bread. In the same way the loss of your once vigorous appetite means poverty and starvation to your body. If any reader of this paper wishes to be as hungry again as when a child, and wants to fully enjoy hearty meals, we can recommend Hostetter's Stomach Bitters. It cures indigestion, dyspepsia and constipation.

RACING IN THE MUD.

Web-Footed Horses in Front at Nashville and Chicago.

NASHVILLE, Nov. 9.—Track muddy; heavy. First race, five and a half furlongs, selling—Watercrest won, Hairpin second, W. D. Hamilton third. Time, 1:10½.

Second race, four and a half furlongs, selling—Mildred Raines won, Reed second, Pauline third. Time, :57.

Third race, selling, one mile—Jim Flood won, Halton second, Leo Lake third. Time, 1:46.

Fourth race, five and a half furlongs—Pat Barrett won, Glasnevin second, Weller third. Time, 1:10½.

Fifth race, selling, six furlongs—Miss Bramble won, Mystery second, Mamie Callan third. Time, 1:16¾.

CHICAGO, Nov. 9.—Weather at Lakeside rainy; track muddy.

First race, five and a half furlongs—Cousin Lettie won, Rosalle second, Mohawk third. Time, 1:14½.

Second race, seven furlongs—Braw Lad won, Davis second, Newsgatherer third. Time, 1:32½.

Third race, five furlongs, selling—Crystalline won, Dousterswivel second, Billy Mason third. Time, 1:03¾.

Fourth race, one and a sixteenth miles—Topmast won, Dr. Sheppard second, Boanerges third. Time, 1:54¾.

Fifth race, seven furlongs—Boney Boy won, Harry Nutter second, Easter Card third. Time, 1:34½.

Sixth race, seven furlongs—Overland won, Borden second, Dr. Marks third. Time, 1:34¼.

CINCINNATI, Nov. 9.—Track slow at Latonia. Summaries:

First race, six furlongs, selling—Corder won, Governor Taylor second, Banrica third. Time, 1:17½.

Second race, six furlongs, selling—Shanken won, Primavera second, Clarence B third. Time, 1:19¾.

Third race, one mile, selling—Samovar won, Libation second, Stanza third. Time, 1:47½.

Fourth race, five furlongs—Lillie Mark won, Viola K second, Lizzie Tello third. Time, 1:06½.

Sixth race, six furlongs—Sorrow won, Primate second, Elsie Bramble third. Time, 1:19.

Sloan Finishes Third.

LONDON, Nov. 9.—At the first day's racing of the Liverpool autumn meeting of the Knowsley Nursery stakes, 500 sovereigns, was won by Deuce of a Daisy. Biddo was second and Lord Derby's chestnut colt Gustav Dore, ridden by Tod Sloan, finished third. Fifteen horses ran.

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