NEWS OF THE COUNTY OF ALAMEDA

PROCLAIMS THE TREATY IN EFFECT

President Formally Announces Acquirement by United States of the Canal Rights on the Isthmus

LEGAL QUESTIONS TO BE ADJUSTED

Minister Bunau-Varilla of Panama Cables Resignation to New Republic After Exchange of Ratifications

WASHINGTON, Feb. 26.—President Roosevelt to-day signed the proclamation putting into effect the treaty with Panama regarding the isthmian canal. As soon as the proclamation was signed it was returned to the State Department, where the exchange of ratifications had taken place between Secretary of State Hay and Minister Bunau-Varilla of Panama. The Cabinet was in session when the proclamation reached the White House from the State Department. Secretary Loeb took the document to the President and he signed it immediately.

The President may not send to the Senate his appointments on the Isthmian Canal Commission before the first of next week. He has been informed by telegraph that Benjamin M. Harrod of New Orleans has mailed to him a statement regarding the charges against Harrod. Until he has received this statement and given it consideration, the probability is that the official announcement of the personnel of the commission will be withheld.

The exchange of ratifications between Secretary Hay and Minister Bunau-Varilla marks the close of diplomatic negotiations looking to the acquirement by the United States of canal rights on the isthmus, running back to the first quarter of the last century. What remains to be done now is nothing more than the adjustment of certain legal questions by the law officers of this Government. The State Department has fulfilled its functions. The legal questions remaining to be settled are the pending litigation in France concerning the canal and the question whether under the terms of the Spooner act the $10,000,000 which was to be paid to Colombia can now be paid to Panama.

It will be some time before these questions can be settled, and meanwhile no money is likely to pass.

The proclamation is as follows:

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA.

A Proclamation:

Whereas, A convention by the United States of America and the republic of Panama to insure the construction of a ship canal across the isthmus of Panama to connect the Atlantic and Pacific oceans was concluded and signed by their respective plenipotentiaries at Washington on the 18th day of November, 1903, the original of which convention being in the English language is word for word as follows (here follows the text of the treaty); and, whereas, the said convention has been duly ratified on both parts and the ratifications of the two governments were exchanged in the city of Washington on the 26th day of February, 1904.

Now, therefore, be it known, that I, Theodore Roosevelt, President of the United States of America, have caused the said convention to be made public, to the end that the same, and every article and clause thereof, may be observed and fulfilled with good faith by the United States and the citizens thereof.

In testimony whereof I have hereunto set my hand and caused the seal of the United States of America to be affixed.

Done at the city of Washington this 26th day of February, in the year of our Lord, 1904, and of the independence of the United States the one hundred and twenty-eighth.

THEODORE ROOSEVELT.

By the President:
JOHN HAY, Secretary of State.

From the State Department Minister Bunau-Varilla, with the exchange copy of the treaty, drove to the cable office and tendered his resignation as Minister from Panama to the President of the republic in the following dispatch:

The exchange of ratifications of treaty has taken place to-day at 10:45, thus finishing the accomplishment of my duty to the republic of Panama. I request your Excellency, in conformity with what I have expressed in my letter of November 24 to the Department of Foreign Affairs, to accept my resignation from to-day and to send me by next mail my letter of recall.

M. Bunau-Varilla expects to remain in this country for a fortnight and will then go to Paris to look after private business. It is possible the Panama Government will wish M. Bunau-Varilla to remain in charge of the legation until his successor, Dr. Arosemena, arrives, and if possible the Minister will consent to extend his mission.

Replying to an inquiry why the Panama Government was not to receive to-day, in accordance with the terms of the treaty, the $10,000,000 which this country has pledged to pay, the Minister said:

For two reasons. First, because I had informed the officials that were a check for this amount handed me I should be compelled to return it, because I have said all along that I did not care to be connected in any way with the financial dealings arising from the canal sale, and further, because the Government of Panama has not yet decided on the programme for the investment of this sum, and therefore would prefer that it should not be transferred for the present.

A second reason is the necessity of accomplishing certain legal formalities with the Panama Canal Company which the Attorney General of the United States thinks should be settled before the payment of the purchase price. For this reason the preference of the Panama Government that the money be held in trust here for the present is in harmony with the wishes of this Government.

Asked about the nature of the formalities, Bunau-Varilla said:

These formalities arise from the special situation of the canal property which is now in the hands of a receiver and cannot be transmitted without authorization of the courts. The absurd theory of Colombia that certain parts of the contract between Colombia and Panama are still binding while others are not can cause only amusement even to the simple. Colombia has lost her sovereignty over the Panama canal and therefore is unable to fulfill her obligations to the Panama Canal Company, although Colombia seems desirous that the Panama Canal Company shall fulfill its obligations to the Bogota Government and decline to sell the canal without the consent of Colombia.

I should say that probably not more than a month will elapse before Panama will be ready to accept this $10,000,000.

The Minister to-day received formal notification from the Korean Government that Korea had recognized the independence of Panama.

UNIVERSITY PAYS TRIBUTE TO DEPARTED

PROFESSOR WHO DELIVERED MEMORIAL ADDRESS AT BERKELEY.

Memorial Services Are Held on Birthday of Le Conte.

BERKELEY, Feb. 26.—Memorial services in honor of those that have passed away within the year were held this morning at the University of California. Many people gathered in Harmon gymnasium to hear words of love and respect for friends and loved ones that have answered the call of the reaper.

This day was set apart to honor the memory of the late Joseph Le Conte and the occasion was all the more impressing because there had died within the year three men who were his friends and associates—Professor Martin Kellogg, Louis Du Pont Syle and Felicien Paget. These men's lives and works were touchingly referred to in the services by Professor William Carey Jones, himself their friend and associate.

Max Thelen, president of the Associated Students, presided over the meeting, which began with an invocation by the Rev. J. K. McLean, president of the Pacific Theological Seminary. The list of faculty members and students that have died since the last memorial day was then read by Mr. Thelen, their names being Professors Kellogg, Syle, Paget, John Henry Dye and Edith Putnam Dart, senior and assistant in the library; Ralph E. Gibbs, graduate; Hans Gutmayer, graduate; W. J. Allen, graduate; E. W. Furbush, graduate; W. C. White, senior; Valentine Law, sophomore.

In his memorial address Professor Jones referred to the significance of the day and then devoted himself to a review of the lives of his departed friends, saying in part:

The significance of the day you have chosen for relighting the fire on our university's sacred hearth, of commemorating the purified members of our community, is that it is the birthday of Joseph Le Conte. In selecting this day you have given evidence of a beautiful instinct of our nature. In the lifetime of Professor Le Conte it was a day of rejoicing, of felicitation that yet another year had come around and that a beloved presence was still with us.

The great fact of that day was the opening of the fountains of love. The most signal fact in Professor Le Conte's influence on the university community was the instilling, or the educing, of an unqualified love. It was not admiration, reverence, veneration, that he drew forth. He may have been the object of sentiments; he may have had almost adoration, worship; but what he had in the supreme degree was the love of all the beings among whom he dwelt. And that was a far more wholesome emotion, more wholesome for the individual and for the collective body, than one of veneration or worship. The attitude of adoration is one to be directed toward another power than the human.

The fair spirit of Edith Putnam Dart departed in the earliest usefulness of life; the soul of John Henry Dye, faithful officer and friend, all too briefly identified with the university; of Professor Louis Du Pont Syle, the wings of his life broken in self-sacrifice; of Professor Martin Kellogg, after the longest service granted to any one to devote to the university, and of Professor Felicien Victor Paget, after a two years' contest with the inevitable.

The services closed with a song by the university's glee club and the benediction by the Rev. Mr. McLean. This afternoon the Golden Bear Society, under the leadership of Max Thelen, marched in a body to the Le Conte oak on the campus and hung upon it a floral wreath, which is every year renewed.

FIND NOTHING WRONG WITH OAKLAND'S POLICE FORCE

Bay City Commissioners Discuss Complaints Alleging Inefficiency of Department Under Their Care.

OAKLAND, Feb. 26.—The Board of Police and Fire Commissioners devoted this afternoon to a discussion of methods for increasing the effectiveness of the Police Department. The discussion was general and no definite course of action was decided upon.

"Reports had reached our ears," said President McElroy after the meeting, "touching alleged lack of efficiency in the Police Department. No definite accusations have been made, but the members of the board felt in duty bound to ascertain, if possible, what merit there might be in these complaints. We decided that there was nothing in the situation to warrant action on our part at present."

Charged With Looting Sloop.

OAKLAND, Feb. 26.—Charles Taylor, 16 years old, has been arrested on a charge of stealing a suit of sails from the sloop Valkyrie, owned by O. F. Anderson. The sloop itself was stolen last November, but Anderson recovered it. He has been working three months to find Taylor, he claims.

CAREY DENIES HE WAS FALSE

Wealthy Manxman Says Chicago Trapeze Performer Deserves None of His Coin

ANSWERS DAMAGE SUIT

Claims He Never Proposed to Leona Bonne, and Her Pretensions Are False

Oakland Office San Francisco Call,
1118 Broadway, Feb. 26.

To the charge made by Leona Bonne, a Chicago trapeze performer, against William L. D. Carey, the wealthy Manxman, that he propsed marriage to her in 1901 and then married another, the defendant to-day entered a general denial.

A few days ago Miss Bonne began a suit for $100,000 damages, which she asked as balm for her blighted affections and compensation for the wrong done her. Not having any knowledge to the contrary, Carey asserts for all he knows that she is a married woman. He denies that he deceived her or induced the fair performer on the bars to promise to marry him.

Carey in his answer admits that he was a married man during a part of the time he knew her, but says that he was divorced in Chicago on March 4, 1901. He denies that Miss Bonne confided in his alleged promise to marry her and having no knowledge on the subject denies that she has remained sole and unmarried or that she would now be ready and willing to marry him were he not already married to another.

Carey admits that he has some means, but modesty constrains him from admitting that he worth as much as a quarter of a million dollars, as alleged in the complaint, and says his fortune does not exceed $100,000.

He asserts, however, that the plaintiff has not been damaged in the slightest by her association or lack of association with him and that she is not entitled to any of his money, and as a clincher pleads that all of her claims are barred by the statute of limitations.

Carey says that he is the son of Colonel Henry Carey, a British officer, who served with distinction during the Crimean war. He is sole heir to a large estate in the Isle of Man, but for some time past has been living in this city in a pretty home on Thirty-fourth street with his second wife, who, before her marriage, was a Miss Ada Conger.

SAYS KNIFE AND A SPADE WERE WIELDED

Piedmont Nurseryman Causes Arrest of a Fellow-Gardener Who Quarreled Over Possessior of Plants.

OAKLAND, Feb. 26.—Owing to a row over a nursery Charles German, a gardener, has been arrested on charges of assault with a deadly weapon and disturbing the peace. The complainant is Hugo H. Lilienthal, secretary of the California Bureau of Landscape Gardeners and California agent of the National Society of American Florists. Lilienthal says the trouble occurred at the Piedmont Nursery.

He objected because German attempted to carry away a lot of plants and cuttings. The nurseryman declares that when he tried to stop German his antagonist pulled a knife and afterward tried to brain him with a spade. German denies the charges and claims he was entitled, as a partner, to the specimens of floriculture he was handling.

The cases will be heard to-morrow in the Police Court.

HALF CRAZED TRAMP MAKES AN ASSAULT ON TWO MEN

William Sedwith Enters Room of John Reed and John Lopaz and Attacks Them With Razor.

OAKLAND, Feb. 26.—William Sedwith, a half crazed tramp, made two murderous assaults upon John A. Reed and John Lopaz to-night in the Model lodging-house and is now under arrest for assault with a deadly weapon. He entered the room occupied by his victims without reason and first attacked Lopaz and then Reed.

He was beaten off, but later returned and attacked Reed with an empty bottle and a razor. Reed had a narrow escape from death, for Sedwith's razor cut through his clothing and just touched the skin.

The arrest followed.

Last Service for Dead.

OAKLAND, Feb. 26.—The funeral of the late Thomas Wilkinson, former Warden of the State penitentiary at Folsom, was held this afternoon at 2:30 o'clock from the family residence, 1123 Fifth avenue. The Rev. H. W. Fraser, pastor of Brooklyn Presbyterian Church, officiated. The music consisted of vocal selections by Mrs. Mollie M. Deering and Mrs. Lena Carroll Nicholson. The pallbearers were Daniel E. Hayes, Thomas Cole, Dr. William M. Lawlor, Samuel Meyer, Leon Sloss, Alexander J. Rosborough, Charles D. Ford and Hugh M. Cameron. The interment was private.

Dies While Visiting.

ALAMEDA, Feb. 26.—Vachel H. Todd passed away last night at the home of his niece, Mrs. J. A. Remmel, 2060 San Antonio avenue. He was a native of Virginia, aged 64 years. He came to this city from San Jose a week ago to visit relatives.

Victim of a Sneak Thief.

OAKLAND, Feb. 26.—Julius Zabel, city poundmaster, has complained to the police that a sneak thief stole $27 to-day from an overcoat that was hanging in his office.

If a man wears three collars a week some people look upon him as stuck up.

HORSES OF VARIOUS TYPES IN ANNUAL HAYWARDS SHOW

Representative Entry Is Made for the Third Stock Parade and Competition, Which Will Be Held This Afternoon. Citizens Favor the Building of a Training Track

HAYWARDS, Feb. 26.—The third and the largest horse show that has ever taken place in this city will be held to-morrow. The Haywards Horse Show has become an institution that has been recognized in all of the bay and in many of the valley counties. The entries for the parade this year include horses from not only this vicinity, but from San Jose, Stockton, all parts of Contra Costa County and the Livermore Valley. There will be many hundreds of animals on exhibition during the day.

There will be no exercises aside from the horse parade, which begins at 2 o'clock. The animals will travel over a regular route in the town and will then pass the reviewing stand, where William McDonald of Livermore will pass upon the quality of each entry.

Bonnie Direct, owned by C. L. Griffiths, will head the procession.

There is talk of building a training track near Haywards and making this a regular event with racing tests.

The officers of the exhibition are:

Grand marshal, Legrand Turner, Haywards; aids—Frank Rose, Niles; Frank Fennon, Livermore; Charles Windler, Walnut Creek; John Morris, San Ramon; Harold Meek, San Lorenzo; S. MacIntosh, Haywards; John Smith, Haywards; Clarence Magnes, Haywards; J. B. Gray, Haywards; Frank Turner, Haywards; judge, William McDonald, Livermore.

The entries are:

Shetland ponies—Tom, entered by C. M. Buck, Haywards; Robinson Crusoe, W. E. Meek, San Lorenzo; Laura D, J. P. Martin, San Lorenzo.

Thoroughbred—Beauty Bell, sire Bathampton, dam Bell of Butte, A. S. Haups, Oakland.

Coach stallions—G. Adonis No. 476 Imp. German coach horse, William A. French, Stockton; black German stallion General, sire Jacob, dam Jtrenga Stute, T. C. McChesney, Banta; black Russian stallion Nicholas Verbovstchik, sire Verbovtschik, dam Bereft, J. A. Brewer, Irvington; brown French coach stallion Jouber, sire Kacy, dam Juno, Singmaster & Son, San Jose.

Trotting stallions—Black stallion Paramont, sire Altamont, dam by Enquirer, A. O. Gott, Alameda; bay stallion Silver Moon, sire Silver Bow Jr., dam Leona (2:28), James E. Berryman, Pleasanton; bay stallion Young Altamont, sire Altamont (2:26¼), dam Ethel C, by Sidney (2:19¾), Harry Brown, Pleasanton; brown stallion Guard, sire Guide (2:10), by Director (2:17), dam Lady King, A. W. Feidler, Livermore; chestnut stallion Monterey (2:07¼), sire Sidney (2:19¾), dam Hattie, Williams & Neilson, San Lorenzo; bay stallion Duke of Monterey, sire Monterey (2:09¼), dam Hattie Fox, Williams & Neilson, San Lorenzo; gray stallion Baron Madison, sire Baron Madison, dam Mollie, by Memphis, G. W. Groom, Danville; bay stallion Jack Nelson Jr., sire Jack Nelson, dam Lottie, N. W. Livermore, Livermore; bay stallion Diablo Jr., sire Diablo (2:09¾), dam Dolly, J. H. Dutcher, Livermore; bay stallion Warren Jr., sire Warren, dam May, W. D. Dutcher, Livermore; bay stallion Warren D, sire Warren Jr., dam Fern, W. D. Dutcher, Livermore; sorrel stallion Skylark, sire Comet Wilkes, dam Flora Stevens, Asaph Wilder, Byron, Contra Costa County; brown stallion Arner, sire Charles Derby, dam Bertha, Brannin & Simpson, San Lorenzo; mahogany bay stallion Prince Henry, sire Altamont (2:26¼), dam Lady Dimond, by Diamond, he by Irwin Davis, D. S. Smalley, Haywards; black stallion Fritz, sire Snickle Fritz, dam St. Lawrence, M. Enos, Haywards; bay stallion Jim Rankin, sire Grover Clay, dam Diversion, E. S. Anderson, West Berkeley; three-year-old brown colt Carroll Rye, sire Boodle (2:12½), dam by Director (2:19), W. H. Funston, V. S., Oakland; Abdol 128 (Reff, No. 17716), color black, sire Grand Moon (2374), dam Black Bess, by American Union, son of David Hill, he by Black Hawk, William Dewis, Haywards; chestnut sorrel Alika, sire Charles Derby, dam Lily, A. Gove Roberts, San Lorenzo; bay colt John E. Wilkie, sire Welcome (2:10½), dam Belle Morgan, Robert Lewert, Alvarado; bay horse Dannybrook, sire Don L, dam by Echo, owned by William Halfred, Pleasanton; brown stallion Welcome (2:10¼), sire Arthur Wilkes, dam Lettie, W. E. Meek, Haywards; bay stallion William Harold (2:13¼), sire Sidney, dam Cricket (2:10), H. W. Meek, San Lorenzo; bay stallion Napa Prince, sire Grandissimo, dam Queen, Fred Rochford, Oakland.

Draught stallions—Black stallion, Drayman, sire Benoit, dam Concord Beauty, William Bond, Irvington; black stallion, Rock, sire Raglan, dam Nellie, Antone Rose, Byron; brown stallion, Jim Blanc, sire Norman stallion, F. A. Groom, Danville; brown stallion, White Stake Burgeon, sire Burgeon, dam Lefty, Oscar Harris, Livermore; bay stallion, Palimoras Chief, sire Benoit, dam Norman mare, Antone Pelroto, Haywards; gray stallion, Hanford Boy, sired by Imp. English horse, dam Norman mare, Jack Lewis; bay stallion, British Oak Jr., sire British Oak, dam Topsman, N. D. Dutcher, Livermore; bay stallion, Grover D, sire Rawsham Jr., Imp, Clyde mare, N. D. Dutcher, Livermore; bay stallion, Victor, sire Grant, dam Non Pariel, Pacific Improvement Company, Newark; imported gray stallion, Oregon, sire Vermuth, dam Myosoes, James Martin, Livermore; bay stallion, Sunlight, sire Dublin Bay, dam St. Lawrence, August Dias, Haywards; black stallion, Hercles, sire Benoit, dam Imp. Clyde, Manuel Nunes, Haywards; imported black Percheron stallion, Volontaire, sire Brutus, dam Pelagie, Singmaster & Son, San Jose; bay Shire stallion, Keota Alonzo, sire Sternteney Reverance, dam Ceota Edina, Singmaster & Son, San Jose; bay Shire stallion, Ceota Panthom, sire Nryde Duke, Keota Smart, Singmaster & Son, San Jose; imported bay Belgian stallion, Cascar, sire Sasaquo, dam Bles II, Singmaster & Son, San Jose; Stuntney, Lord Boles, Imp. sire Thicket Rival, No. 15,883, dam Stuntney Candace, No. 13,570, Stenzel Bros., San Lorenzo.

Draught colts—Gray nine-months-old colt, sire Black Point, M. Costa, Alvarado; bay yearling, sire Grant, dam Percheron mare, Pacific Improvement Company, Newark; black colt, Don Deo, sire Rocks, dam Black Puss, Antone Flores Jr., Daughertys Station.

Trotting-bred mares and geldings—Bay gelding Dexter, sire Welcome (2:10¼), dam Flora, H. Sorensen, Haywards; sorrel gelding Tenbrook, sire McClanahan, dam Lottie B, William Brannin, Haywards; bay colt Native Son, A. S. Haups, Oakland; brown filly Florance Stone, sire Welcome (2:10¼), dam Abysinian, Ramage Bros., Haywards; bay filly Nance O'Neill, sire Diablo (2:09¾), dam Abysinian, Ramage Bros., Haywards; bay filly Mollie McKinney, sire McKinney (2:11½), R. W. Kinney, Oakland; sorrel filly Nita, sire Aleka, dam Aneta, L. M. Turner, Haywards; bay mare Kenna, sire Lustre (2:22), dam by Belegate, W. E. Meek, Haywards; sorrel mare Baby, sire Alika, dam by Fleetwood, William Shiman, San Lorenzo; bay gelding, sire Almont Patchen, dam by Glen Fortune, J. P. Marlin, San Lorenzo; bay gelding Charlie Steel, sire William Harold (2:43¼), dam Fenella, Meek estate, San Lorenzo; bay mare May Flower, sire Anteo Wilkes, dam by Fleetwood, John Cawen, Haywards; bay filly May Queen, sire William Harold (2:13¼), dam May Flower, Meek estate, San Lorenzo; bay mare Cricket (2:10), sire Steinway, dam Witch, H. Meek, San Lorenzo; bay filly, sire Welcome (2:10½), dam Cricket (2:10), H. W. Meek, San Lorenzo; bay mare Vita, sire Redwood (2:27), dam Nelly, M. Olsen; sorrel mare Beantie, sire Sidney Dillon, dam by Piedmont, Harry Brown, Pleasanton; brown filly Ada, sire Guard, dam Belle, A. W. Feidler, Livermore; bay filly May, sire Guard, dam Alice Derby, A. W. Feidler, Livermore; sorrel gelding Dimon, sire Diablo (2:09¼), dam Lilly Longrata, Harry Brown, Pleasanton; black filly Monterey Bells, sire Monterey (2:09¼), dam Leap Year, P. J. Williams, San Lorenzo; sorrel filly, Ruby G, sire Sultan Jr., dam Jipsey, G. Groom, Danville; bay gelding Prince, sire Sultan Jr., dam Lucy by Conductor, G. Groom, Danville; bay filly Little Daisy, sire Guard, dam Minnie, H. R. Madsen, Livermore; black gelding, Prince D, sire Silas D, dam by Echo, N. D. Dutcher, Livermore; bay gelding Thomas Benton, sire Welcome (2:10¼), dam thoroughbred, T. B. Freeman, Oakland; bay mare Fancy (2:26), sire Welcome (2:10), dam Nancy, M. J. Landers, San Leandro; five-year-old sire Alika, dam Anita, A. G. Roberts, San Lorenzo; two-year-old, sire Alika, dam Anita, A. G. Roberts, San Lorenzo; cream mare Lady Babble, sire Vast, dam Zaza, Miss N. Dyer, Alvarado; driving mare, W. Willis, Alvarado; bay mare, Wane, sire Allord (2:09¼), dam Wilton, Mrs. C. Heyer, Haywards; roan colt Prince, T. H. Duumlakin, Fruitvale; chestnut mare, J. Layer, Elmhurst.

Trotting yearlings—10-months-old bay filly, Nellie, sire Abdol (2:28), dam Juno, Hans Lassen, Irvington; 1 year old, sire Abdol, C. M. Buck, Haywards; 1 year old, sire Abdol, C. M. Buck, Haywards; 1 year old, sire Abdol, C. M. Buck, Haywards; 1 year old, sire Abdol, Oscar Walpert, Haywards; 1 year old, sire Abdol, M. Kelly, Haywards; 1 year old, sire Abdol, William Moseguard, Haywards; 1 year old, sire Abdol, C. Heyman, Haywards; 1 year old, sire Abdol, Hans Lassen, Irvington; brown filly, Lass Wellwood, sire Welcome, dam Polly, thoroughbred; brown filly, Lady Filly, sire Welcome, dam Polly, thoroughbred; black colt, Arelet, sire Arner, dam Clara, C. A. Brannin, San Lorenzo; black colt, sire Arner, dam Vinca, C. A. Brannin, San Lorenzo.

Carriage and driving teams—Bay team, Lydia and Tharrenty, sire Warren, dam Kate Hastings and Matie G, C. Anderson and M. Ranike, Livermore; brown team, Buff and Doagy, sire Charles Derby (2:20), dam Buffalo, by Corrector, B. F. Chaboga, Pleasanton; Doagy, sire Monroe S (2:18), Lady Longford, B. F. Chaboga, Pleasanton; black team, Topsy and Roxy, C. M. Buck, Haywards; gray team, Lucy and Maggie, C. M. Buck, Haywards; bay team, Don and Nolea, sire Welcome (2:10¼), dam Lady Bell Eleanor, H. Meek, San Lorenzo; bay team, Emma Sow and Minona, W. E. Meek, San Lorenzo; sorrel team, Dan and Molly, P. H. Hoare, Castro Valley; black team by Abdol, Geary & Grindell, Haywards; black team by Abdol, Lewis Bros., Haywards; bay team, Dolly and Kate, by St. Lawrence, Dr. A. J. Dean, Haywards; bay team, Cydia and Mephisto, sire Diablo (2:09¼), dam by Enquirer, A. O Gott, Alameda; black team, Milula and Lady Meg, sire direct (2:06¼), dam by Nabuc, J. D. Cunningham, Haywards.

SAVES $1000 BY MARRYING

Repudiates Husband After Marriage to Avert a Breach of Promise Suit

Special Dispatch to The Call.

SAN JOSE, Feb. 26.—Mrs. Giacinta Grassi, a comely Italian widow, who recently married Michele Grassi, her brother-in-law, to quash a $1000 breach of promise suit, has repudiated her marriage and left her husband. Grassi now declares that the widow jobbed him by getting him to marry her after he brought his suit. By this means she saved all expense of a suit and probably $1000.

Mrs. Grassi had been a widow about a year. Her husband left her a nice little fortune. A few months ago she wrote to Michele Grassi, a brother of her deceased husband, telling him that if he came to California she would marry him. Grassi disposed of everything he had and came to California. When he arrived here he had no money, and then Mrs. Grassi refused to marry him. He then brought suit for breach of promise and $1000 damages. Finally she repented and married him to quash the suit.

Grassi now declares he has only a wife in name and that she has refused to live with him. After the ceremony the couple took a honeymoon trip to Oxnard. They were having a delightful time until one day Mrs. Grassi excused herself, saying she was going out to sell a lot. From that moment he has not seen his wife and she refuses to live with him. Grassi declares he was alone in a strange place and could speak but little English, and he was obliged to sell his coat and other personal effects in order to buy a ticket to this place. He will now seek to have his breach of promise suit renewed, as he declares he has been tricked.

Late Shipping Intelligence.

ARRIVED.

Friday, February 26.

Stmr Santa Cruz, Alberts, 25 hours from Moss Landing.

DOMESTIC PORTS.

SEATTLE—Arrived Feb 26—Stmr Ramona, from Skagway.

SMOOT'S MEN OFFER EXCUSES

Leading Mormon Officials of Utah Attempt to Evade Subpenas to Washington

Special Dispatch to The Call.

SALT LAKE, Utah, Feb. 26.—A conference of several of the leading church authorities and others who have been summoned to Washington to testify concerning polygamy in the Smoot case was held to-day. The meeting was kept secret and in some circles was absolutely denied. The calling of President Smith and several of the leading apostles as living exhibits of polygamy was something of a bombshell to the Smoot forces. Several of the church officials who have been subpenaed have been taken violently ill. The majority of those who will respond to the call of the Senate Committee on Privileges and Elections will travel to Washington together. They will leave in a body to-morrow morning. Among these is President Joseph F. Smith. His five wives and forty-five children will not accompany him. Moses Thatcher, who was deprived of his apostolic honors for declining to obey the first presidency in political matters, has been subpenaed. He has sent a physician's certificate stating that he is seriously ill at his home in Logan. Others have sent similar excuses. What decision was reached at to-day's conference could not be ascertained, as all concerned declined to answer inquiries.

Engineers Are Wanted.

The United States Civil Service Commission announces that the following examinations will be held April 1: Constructing engineer, reclamation service, geological survey, salaries $3600 to $4800 a year, age limit 20 years or over, application form 304 and special forms; photo-lithographer, geological survey, salary $1000 a year, age limit 20 years or over, application form 1093. Persons desiring to compete should apply to the Civil Service Commission, Washington, D. C., for application forms mentioned above, which should be properly executed and filed with the commission at Washington prior to the hour of closing busines on April 1.

SECURE GREAT PSYCHOLOGIST

Professor J. Ward, Leading English Investigator, to Come to Summer School

INVITATION IS ACCEPTED

Session to Bring Together at University of California Five Noted Scientists

Berkeley Office San Francisco Call,
2148 Center Street, Feb. 26.

The group of famous scientists that has accepted invitations to come to the next summer session at the University of California was augmented to-day when Professor Leon J. Richardson, who will be the dean of the school, received a favorable reply to the university's call from Professor James Ward, the leading pyschologist of England. There will now be gathered at the university's summer session five men world-famous for their achievements in five lines of scientific investigation—Professor William Ramsay, the chemist; Professor Hugo de Vries, the botanist; Professor Sante Arrhenius, the physicist; Professor Jacques Loeb, the biologist, and Professor Ward, the pyschologist.

Professor Ward is a fellow of Trinity College and professor of mental philosophy in the University of Combridge. He is recognized as the leading psychologist in England to-day and in addition to his attainments in this particular field he has achieved eminence by his work on the more speculative side of philosophy. His writings have consisted of articles in various magazines devoted to the subjects he teaches and contributions to the Encyclopedia Britannica.

After receiving a preliminary training in the lesser institutions of England, Professor Ward studied in the universities of Berlin and Gottingen in Germany. His education was completed at Trinity College and University College, London, where he took his master's degree and a gold medal in 1874. He is a man about 60 years of age.

UNIVERSITY EVENTS

BERKELEY, Feb. 26.—"The Jealous Wife" is to be presented at the Macdonough Theater in Oakland to-morrow evening by the members of the Mask and Dagger Society. The cast has been practicing for a month or more for this picture of eighteenth century life. The play tells the story of a young woman with many trials in love. The ambition of her life is to make them love her, but that other people, including her father, want her to marry. It seems that she spends most of her time running away from these importunate ones. Besides all this she excites the jealousy of Mrs. Oakly, who thinks the vixen is writing letters to her husband, when she is merely writing misgives to the husband's cousin with whom she really is in love.

It takes four acts to tell this tale of tribulations. Miss Eduardo Howard is the jealous wife, and the other members of the cast are: Emil Kruschke, Augustus C. Keane, J. J. O'Connell, Frank Gillelen, Miss Talulah Le Conte, Howard Merrill, Miss Ann Thatcher, Mark Daniels, Walter de Leon, Edwin Rust, J. A. Koford and Miss Adriana Lesser.

Professor Charles Mills Gayley has written a prologue for the play and it will be spoken by Miss Winifred Osborne.

The poster for "The Jealous Wife," which has just come from the press, shows a young woman in the costume of the eighteenth century standing with a dagger in her hand, though the jealousy does not run to knives in the play. Her eyes are covered with a black mask. The colors are a mystical blending of blue and white. The artist is E. L. Hubbard of the Hopkins Institute of Art.

According to the programme for Students' Labor Day on Monday next the students will assemble about the various buildings at 7:45 o'clock in the morning. At 8 o'clock the bugle will be blown as a signal for work to begin. At noon luncheon will be served under the oaks and at 1 o'clock work will begin again and continue until 5 o'clock in the afternoon. In the evening there will be a bonfire and programme in the Greek Theater.

WIFE DOES NOT WAIT TO FORGET AND FORGIVE

Within Two Hours After She Claims Husband Struck Her She Files Divorce Complaint.

OAKLAND, Feb. 26.—Smarting under blows she says were given her by her husband, Mrs. Anna Wilson sought an attorney this morning and within two hours after the alleged cruelty her complaint for divorce was filed with the County Clerk.

She alleges that she married J. E. Wilson in San Francisco in 1901 and that he has often treated her cruelly ever since. This morning, she says, he struck her with the palm of his hand, nearly knocking her down and blacking both her eyes. She did not wait to forget and forgive, but sought an attorney. She also asks to be allowed to resume her maiden name, Larsen.

Suit for divorce was begun to-day by Jessie M. Pratt, who alleges that her husband, Frank A. Pratt, has deserted her. He is a Fruitvale real estate agent.

Agnes W. Ipswitch, who began an action for divorce a week ago against George Ipswitch, has become reconciled to him and to-day dismissed the proceedings.

Bertha Zelinsky and L. Zelinsky have made up their differences and the divorce action pending between them has been dismissed.

BENEFIT IS ARRANGED FOR HERBERT CLARK

Programme Will Be Given to Raise Money in the Hope of Saving Musician's Sight.

OAKLAND, Feb. 26.—Arrangements for the Herbert Clark benefit to-morrow night are complete and the success of the affair is assured. The sale of tickets has been unprecedented, every one showing a deep and ready sympathy for the young man, whose sight is threatened. The programme for to-morrow night is as follows:

"Spring Song" (Georg Henschel), Mrs. Dexter; (a) "Legdine" (John W. Metcalf), (b) "Mazurka" (Mlymarski), Miss Isabelle Feal; (a) "At Nightfall" (John W. Metcalf), (b) "To Anthea" (J. L. Hatton), Lowell J. Redfield; (a) poem from "Rubaiyat" (Arthur Foote), (b) "Scherzino" (Moszkowski), Miss Ida L. Brooks; "The High Back Chair" and "The Blue Wool Dog" (Schuyler King), Mrs. Carrie Fross-Snyder; (a) "Cuttin' Rushes" (Willeby), (b) "All for You" (D'Hardelot), Mrs. Lena Carroll Nicholson; "Sunshine and Rain" (Lubenthal), Alfred C. Read; monologue, "Waiting for the Ring" (Tudor Jenkes), Mrs. Carrie Fross-Snyder.

Miss Estelle Drummond will be the accompanist for the evening

BRANCH OFFICES OF THE CALL IN ALAMEDA COUNTY

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DREAD CURRENT KILLS HORSES

Fire Truck Loses Two Valuable Animals—Men of the Crew Have a Close Call

MISHAPS OF THE STORM

Engine Collides With Wagon and Other Vehicles Have Trouble With a Cable Car

The lives of several firemen were saved only by good luck last evening when the horses of truck 7 ran into a broken telephone wire that had fallen across the trolley wire at Seventeenth and Bryant streets. As it was two valuable horses were killed instantly, and before the grounding apparatus could be got into use the harness was badly burnt. Fortunately the broken wire did not touch any of the crew of the truck, for the current was strong enough to melt the brass end of the grounding device and it would have given short shrift to any man with whom it came in contact.

The truck had been called out from its house on Seventeenth street, near Folsom, by an alarm of fire from box 238 at Sixteenth street and Potrero avenue, and as it was turning into Bryant street the hanging wire was struck in the dark. One of the horses was caught by it under his neck and fell dead without a sound. The second horse was also touched by the wire, but lived for a few seconds, making the neighborhood resound with his fearful cries. The third horse was severely shocked, but was returned to the stable without any visible marks of injury.

Captain William Carew, in charge of the truck, at once jumped to the ground on discovering the trouble with the horses and got his grounding apparatus in place. This stopped the current for a short time and enabled the men to get the truck away from the dead horses. The driver of the truck, Charles Thoney, and the other members of the crew, Lieutenant de Meyer, Tillerman Walter Nichols and Truckman M. Wright, had great difficulty in preventing the live wire from damaging the truck as well as killing themselves, and but for the grounding device loss of life probably would have resulted.

While on the way to a fire from box 265 yesterday forenoon a fire engine collided with a wagon at the crossing of Mission and Fremont streets. The wagon was knocked into kindling wood. The man in charge of the vehicle, M. Richard, was hurled from his seat, receiving several lacerations on the head and face.

Car No. 43 of the Sutter street line collided at 6:20 p. m. yesterday with two heavily laden lumber wagons at the corner of Hyde and Sutter streets. The wagons were tandem with four horses and were seen by the gripman coming down the Hyde street hill. He rang a warning bell, but the driver paid no attention and attempted to cross ahead of the car. The dummy crashed into one of the wagons. The dashboard and headlight of the dummy were smashed and bent inward, injuring Mose Hamburger, a passenger.

Seeks Damages for Child's Death.

F. H. Cureer, whose 9-year-old daughter Rose was killed last November by being run over by a team owned by G. W. T. Jackson, filed a suit for $25,000 damages against Jackson yesterday. He says the accident, which occurred at the corner of California street and Fourth avenue, was due to the carelessness of the driver of the team.

NEW ADVERTISEMENTS.

CHANGING SENTIMENT.

Oliver Goldsmith's "Deserted Village."

Goldsmith, in his "Deserted Village," spoke of a certain chapel where those who "went to scoff remained to pray." So in life one often laughs at what he does not understand, and later, when he does understand, his laugh turns to praise. There were some who doubted the merits of Newbro's "Herpicide," the scalp germicide and hair-dressing, but since they have tried it they are now among its best friends and strongest endorsers. Herpicide kills the germ that eats the hair off at the root, and the hair then grows again. As a hair-dressing it is incomparable, try it. Sold by leading druggists. Send 10c in stamps for sample to The Herpicide Co., Detroit, Mich.

Teeth Without Plates

Why wear a bulky plate when you can have bridgework for the cost of material? Natural looking and serviceable appliances made with 22 karat gold by an expert and fully guaranteed. Artistic gold crowns and fillings. Teeth extracted free. Graduates only. Teeth cleaned free; painless meth