

NEWS OF THE UNIVERSITY OF CALIFORNIA

AVERS COMPANY HIS BANK SWINDLE

Attorney Asks Mandamus to Compel Production of Mining Concern's Books

Columbia-Mohawk Alleged to Have Taken Thousands for Worthless Stock

OAKLAND, April 10.—Charges that the Columbia-Mohawk mining and leasing company had fleeced the people of this state out of thousands of dollars were made by Attorney George F. Curtis in Judge Melvin's court today during the hearing of a petition for a writ of mandamus to secure possession of the books of the concern.

MAKES GRAVE CHARGE

Curtis included a charge that the prospectus of the company, which had been largely circulated, contained names of persons who were represented as capitalists, and who indorsed the company, but who in reality were not capitalists, and whose names had been used without their consent or knowledge.

CALLS COMPANY FAKE

"This Columbia-Mohawk and leasing company is a fake," said Curtis, after the close of the hearing. "To the best of my knowledge it has a claim in Goldfield, which originally cost \$400,000, on which it issued \$1,600,000 worth of stock. They sold this stock to persons in the revenue service and to intelligent people in nearly every part of the state. The stock is worthless, and State Mineralogist Aubry has written District Attorney Langdon of San Francisco urging him to bring the operations of this concern to a grand jury. Pittman has been arrested and is now out on bail on a charge of embezzling money from John M. Ober, a ticket agent at Carson City. Other persons who follow have many clients who say they have been swindled, and there seems to be slight recourse for them in a civil action."

STANFORD SENIORS BAR ALL FESTIVITY

STANFORD UNIVERSITY, April 10.—In one of the most hotly contested of class discussions, extending over an hour and a half this afternoon, the seniors of Stanford University again decided that all senior week festivities should be eliminated. This plan was agreed upon at the time the 41 upper class students were suspended.

TWO WOMEN GO TO LAW OVER A CARPET

A dispute between two women as to the ownership of a carpet occupied Judge Murasky yesterday. Mrs. R. P. Baldwin, wife of an engineer, and Mrs. Trena Page, who lives at Vista Grande, both own carpets to a cleaner at the same time. The carpet that was returned by the cleaner to Mrs. Page is claimed by Mrs. Baldwin, who had it taken from the former's home on a replevin suit and is now suing for its possession. Mrs. Baldwin yesterday in court said she identified the carpet by the thread with which it is sewed, while Mrs. Page said she knew it for hers because of a stain. After hearing a great deal of testimony Judge Murasky continued the case and said he would appoint a commissioner to measure the rooms in the two houses, so as to ascertain in which it was laid before it went to the cleaner.

BODY OF DEAD BABY ON UNDERTAKER'S DESK

On opening a paper package lying on his desk yesterday, G. E. Praelter, manager of the Golden Gate undertaking parlor, was horrified to find it contained the body of a baby boy some 18 hours old. The parcel had been found on the hot rack by the janitor during the morning, and thinking that it belonged to the manager, he left it on his desk. The surmise was that some poverty stricken parent had placed it on the hot rack while the employees were at supper the night before, hoping it would be given a decent burial for the sake of charity. There was not a stitch of clothing on the child's body, and though the police are making an investigation, there is but little hope of discovering the parents. The body was turned over to the coroner.

KNIGHTS CONDEMN RACE TRACK

Herman Schaffner, grand keeper of records and seals of the domain of California Knights of Pythias, has received from University lodge of Berkeley a copy of a resolution recently adopted which affects the race track. It is as follows: "Resolved, that the members of University lodge No. 162, Knights of Pythias, at Berkeley, Cal., working for the elevation and betterment of mankind, do hereby condemn the race track and all that we do indirectly judge our financial and moral support to any lawful means that may be used for its suppression."

SAYS DAUGHTERS VARSITY CAPTAINS

Rancher Asserts He Has Been Prevented From Effecting Reconciliation

Wife Charges Conspiracy to Keep Her From Share in Property

OAKLAND, April 10.—Manuel J. Pereira, a rancher of Eden township, accused his daughters of kidnaping their mother, Annie T. Pereira, and keeping her whereabouts a secret from him, preventing him from seeing her and effecting a reconciliation in a suit for divorce which she had brought against him, according to an affidavit filed with the county clerk today. Pereira said they were married in the Azores islands in 1867 and had nine children, but that Mrs. Pereira disappeared from their home at midnight last August and he had been unable to find her since. He was sure, he said, that his daughters had spirited her away. Francis and Mary Pereira appeared before Superior Judge Melvin today and admitted that Mrs. Pereira lived with them in San Francisco. Their testimony, and that of Constant Pereira, a brother, was taken to aid in fixing the amount of alimony to be paid pending the outcome of the suit. Mrs. Pereira's complaint is a long list of charges of revolting cruelties alleged to have been practiced by her husband both upon herself and her children. She said he made her work hard while she was ill and beat and choked the little ones and failed to provide proper accommodations for the family. The suit was filed in San Francisco, but was transferred.

WANTS TO RETAIN NEBRASKA BUSINESS

OMAHA, Neb., April 10.—In an effort to have the ban against their company doing business in Nebraska removed, President George I. Cockran and Actuary Charles F. Roach of the Pacific Mutual Insurance Co. are in Omaha in consultation with insurance men and seeking information why the company is kept out of the state. Jules C. Rosenberg, western counsel for the company, will remain in the city for several days, and President Cockran and Actuary Roach will have another conference with State Auditor Searle. Cockran says he believes the action was taken by the Nebraska state auditor in retaliation because two Nebraska companies were barred from California. "If this is true," said he, "I believe the matter can be adjusted. The Nebraska companies are kept out of California because they have failed to comply with our insurance laws. The same cannot be said of the Pacific Mutual. We would welcome the Nebraska companies, but we shall expect them to live within the law, the same as others do. Our company spent \$2,000 to have the books examined by the Nebraska inspectors, while the Nebraska companies were willing only to spend \$300 for the same service. I think, however, that your state auditor is satisfied, and an equitable settlement will soon be reached."

WALTER J. BARNETT GETS LIBERTY ON HEAVY BAIL

After spending nearly four months in the county jail Walter J. Barnett, vice president of the defunct California safe deposit and trust company, indicted on three counts of embezzlement, alleged to have been committed, secured his freedom last evening by qualifying with \$250,000 bail. Barnett was jointly indicted with J. Dalzell Brown and on one count with James Treadwell. Barnett is still in jail. Accompanied by his wife and Mrs. Anne Dupont Peyton, one of his sureties, and her husband, William C. Peyton, and his attorneys, Gray and Cooper and Paul A. McCarthy, Barnett made the rounds of the court shortly before they closed last evening and secured his liberty. The national surety company put up \$200,000 bail in the Colton securities case in retaliation because two Nebraska companies were barred from California. Barnett was indicted on three counts of embezzlement, alleged to have been committed, secured his freedom last evening by qualifying with \$250,000 bail. Barnett was jointly indicted with J. Dalzell Brown and on one count with James Treadwell. Barnett is still in jail.

LEFT SI EACH, THEY BREAK FATHER'S WILL

The contest of the will of Patrick Riordan, the ex-Santa Clara cattlemen, and the children of his wife, Mrs. Mary Riordan, is now in progress in the county court, the jury returning a verdict breaking the will and denying its admission to probate. Riordan, who died in July, 1907, left a large estate worth about \$23,000, out of each of his nine children \$1 each. The remainder of his property he divided between Dr. James D. Fitzgerald, his nephew, with whom he had lived in San Francisco for many years, and James R. Fitzgerald, the 13-year-old son of Dr. Fitzgerald. The will was contested by the nine children on the ground that their father was insane and that undue influence had been exercised by Dr. Fitzgerald. The children are: James D. Fitzgerald, Kate, Ellen, Mary E. and Mary Ann. They testified that their father was of unsound mind. They said he was cruel to them and their mother before he obtained a divorce from the latter in 1884. For the proponents 22 witnesses testified to Riordan's sanity and said he had charged his children with ingratitude and declared that he would rather see them in prison than in the hands of a doctor. They said that they should get it.

STATE SUNDAY SCHOOL LEADERS PLAN MEETING

Sunday school workers from all over California are to gather in Santa Cruz April 21, 22 and 23 for the forty-first annual convention of the State Sunday school association. Special rates are being made by the railroads and a comprehensive program has been arranged for the occasion. Elaborate plans have been made for the entertainment of the delegates by the local committees on arrangements. Delegates will be given free lodging and breakfast, and special rates and privileges have been promised by the hotels and restaurants of Santa Cruz. A chorus choir, composed of the best singers of the state, will be a feature of the occasion, and many noted speakers will address the delegates. Among those who will participate in the exercises are: Mary E. Green, of Chicago, international general secretary; Bishopops Bell and Atkins, Hugh C. Gibson and Miss Heme Brockway of Los Angeles; W. F. Harper of San Jose, E. P. Bennett of San Francisco, and E. O. McClash of Berkeley and Prof. E. A. Hines of Chicago, who will lead the singing.

SUPERIOR JUDGES TO DISCUSS COURT RULES

The superior judges will meet this morning to consider amendments of the court rules suggested for obviating the long delays in bringing personal injury damage cases to trial. Presiding Judge Sturtevant will lay before his colleagues the representations made to him recently by a deputation from the building trades council. The suggestions are that jury cases be distributed among the three judges trying civil cases, instead of three as at present; that attorneys be required to present an affidavit when applying for additional time to plead, and that the party demanding a jury trial be required to pay the jury fees.

CHARGED WITH ROBBERY

Joseph Greely, John Clark and Henry Kennedy were booked at the city prison yesterday by Detective Reag and Police Officer Cullen on a charge of robbery. They were identified by Joseph Fassett, an employee on the board of health, as the three men who robbed and killed a man in Bryant street near Tenth Wednesday night.

FOOTBALL PLAYERS FEAR FOR HEALTH OF WOMBLE

Football Star Lies in Hospital Trying to Shake Off a Tropical Fever

ON WAY FROM MINES TO SIGN CONTRACT AS COACH WHEN SEIZED WITH DISEASE

BERKELEY, April 10.—Lloyd A. Wombles, one of the greatest football players ever registered at the University of California and who may be selected as the coach for next year, lies seriously ill at the Roosevelt hospital in this city from fever contracted in the United States of Colombia, where the football star went a few months ago as mining expert for the Butters syndicate. Friends of "Wreck" Wombles, as he was known to the undergraduates, are much concerned about his illness, despite his sturdy constitution, the result of his athletic prowess on the gridiron. Dr. Frank Simpson is a constant attendant on the sick man, while a trained nurse is at his bedside. In company with other mining experts Wombles left Berkeley shortly before the intercollegiate game last November for the tropics, where he remained up to a few weeks ago, when he was called to Berkeley to sign a contract to coach the university team. He was taken ill on the steamer and has been under medical attention since. Wombles was one of the greatest ends and half backs at the university, from which he was graduated in 1903. He played on the famous "50-0" team, and on an account of his prowess on the gridiron he had many college honors heaped upon him. He is a member of the Delta Kappa Epsilon fraternity.

GRANTS REBATES ON OIL SHIPMENTS

LOS ANGELES, April 10.—After devoting nearly five days to investigation of alleged violations of state laws in the granting of illegal rates by the Santa Fe and Salt Lake railroads, the state railroad commission today adjourned to meet in San Francisco April 20, when, according to announcement, inquiry into the affairs of the Southern Pacific will be resumed. Probably the most important as well as the latest refund made by the Santa Fe, which has been brought out in this hearing, is that given the Associated oil company, amounting to almost \$38,000 on about 35,000,000 barrels of oil shipped from the Kern river field to Stockton and San Francisco bay points, and this was investigated further today. Today's session was confined to the Santa Fe. Edward J. Chambers, who previously testified as a traffic agent, and O. T. Helping, formerly a clerk in the claims department, who handled the refund of over \$30,000 made in favor of the Associated oil company, were the chief witnesses. The testimony was largely corroborative of what had already been shown through the examination of Santa Fe officials.

CARMEN U. DUNPHY'S ESTATE IS \$409,369

Inventory of Property of the Widow of Well Known Cattleman Is Filed The inventory and appraisement of the estate of Carmen U. Dunphy, widow of William Dunphy, a cattleman, filed with the county clerk yesterday, showed a valuation of \$409,369. The chief single item is the Dunphy ranch property of 14,000 acres, which is appraised at \$142,722. It is subject to a mortgage of \$100,000, however. Mrs. Dunphy's half interest in the livestock valued in the inventory at \$5,593. The remainder of the estate is divided into real property in San Francisco, including a piece in Ellis street near Mason, worth \$39,000; real estate in Washington street, Duboce avenue, in the Haley tract, in the Butcher's reservation and in the tide-lands at South San Francisco. Mrs. Dunphy died March 12, 1907. Her heirs are James C. Dunphy (son), Jennie C. Dunphy (daughter), Mrs. Percy D. Flood (daughter) and Viola Percy Burnett (granddaughter).

GRAND JURYMEN CHOSEN

The following citizens have been chosen to serve on the federal grand jury, which is to report to the United States court at Oakland: Frank L. De Long, 1007 Merchants' exchange; N. K. Davis, southwest corner of Seventh and Harrison streets; W. H. Inman, 204 California street; A. S. Hubbard, 563 Fourth avenue; W. S. Armstrong, 742 Polk street; J. H. Galt, 1007 Broadway; J. H. Hedley, V. McDonald, 1400 O'Farrell street; Richard Brode, 421 Howard street; A. M. Dolan, 2409 California street; William Fernandez, Burea Vista avenue; H. M. Cochran, 200 Eureka street; Walter S. Pierce, 687 Fourteenth street; Charles A. Arnold, 1051 Jackson street; Edwin Bennett, 1700 Gough street; L. H. McCutcheon, 775 Golden Gate avenue; W. E. Chilton, 4555 Elgin street; Charles J. Egan, 2310 Buchanan street; C. L. Dingley, 1440 East Street; J. H. Sperry, 2535 Laguna street; Henry Blyth, southeast corner of Broadway and Mission streets; Julian R. Braden, 2534 California street.

TO MEET IN SCHOOL DEBATE

There will be a debate this evening at Mission school between eighteenth and Dolores streets, between the teams of the California school of mechanical arts and the Lowell high school under the auspices of the debating league of California. The subject will be: "Resolved, that a federal union between those countries bounded on the north by the United States of America and on the south by the United States of Colombia, including the Panama canal strip, belonging to the United States of America, should be effected." The affirmative speakers will be: William A. O'Leary, mechanical arts; and William H. Byington, Lowell. The negative speakers will be: Eugene Block, Lowell high school; Frederick Shipper, alternate, Milton Marks.

PARLORS ELECT DELEGATES

Nineteen parlor No. 105, Native Sons of the Golden West, will be represented at the grand parlor session next month by the following delegates: William A. O'Leary and William H. Byington. This parlor will have its annual banquet next Tuesday night. Dolores parlor No. 203, of the same order, has elected as delegates to the grand parlor John Lettich, J. P. O'Leary and Claud Hoffmeyer.

CHANG IS HELD FOR TRIAL

In Wian Chang, the Korean, was held for trial before the superior court by Judge Conlan yesterday on a charge of murder, without bonds, for shooting and killing Durban White, steward on the ferry March 23. M. W. Chu, his companion, who was accidentally wounded by Chang, was taken from the Lane hospital to the city prison on Thursday afternoon as cured, but he was brought yesterday morning that he was not drunk into court to be arraigned on the charge of murder.

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ALPHA JAU OMEGAS BANQUET AT FAIRMONT

Red Room Resounds With Songs and Speeches at Annual Gathering The Gamma Iota of Alpha Jau Omega fraternity held its annual meeting in the red room of the Fairmont last night. The affair was a jolly one, the speeches bright and snappy, while college songs and instrumental music added life to the occasion. F. A. Berlin was toastmaster. Speeches were made by W. E. Sawyer, C. L. Bigelow, R. E. Sudden, W. A. McCord, R. L. Cave, A. R. Galloway and H. E. Parker. The following charter members were present: R. E. Sudden, W. E. Sawyer, S. S. Jones, E. S. Fish, Kinsley Canada, W. C. Wright, Hal Sawyer, C. L. Carlson, C. A. Brand, Frank Jeogson, Joe Kitz.

EMPLOYEES ENTITLED TO HALF HOLIDAY AND PAY

City Attorney Long rendered an opinion yesterday that the employees of the board of public works, who are paid by the day, are entitled to the Saturday half holiday without any loss in wages. He holds that all the permanent employees of the department are to be given the benefit of the holiday provisions of the charter, with pay, under the terms of the charter, which are fixed by the day or month. City Attorney Long also advised the tax collector yesterday that Deputies Charles E. Broad and John H. Lenehan, who were suspended by former Collector Nichols, are not entitled to pay during the period of their suspension. The men were suspended during the latter part of Nichols' term and were reappointed when Collector Bush took office.

CALIFORNIANS IN NEW YORK SPECIAL DISPATCH TO THE CALL

NEW YORK, April 10.—The following Californians are registered in New York: San Francisco—H. Boring, Waldorf-Astoria; W. N. Mead, Knickerbocker; C. D. Dewitt, Hotel Astor; J. W. Cox, Astor house; Miles M. Green, Mrs. C. Isaac, M. Van Vliet and wife and Dr. S. T. Kahn, Wellington; R. A. Woods and wife, Collingwood; H. B. Clark, J. R. Levison, Hotel Belmont; M. Blaudenstein, Savoy; W. K. Freeman, D. Morrison, Astor house; R. M. Woodward, Hotel Cadillac; G. A. Stuart, Hotel Albany; E. B. Jones, Seville; Mrs. R. H. Sprague, Misses Sprague, Alhambra. San Mateo—J. H. Howard, Algonquin. Oakland—B. F. Armstrong, Glisay; N. M. Halfnar, Cadillac; H. D. Hagedorn, Herald Square. Los Angeles—W. D. Davis, W. Roman, B. Scott, M. D. Herington, Broadway Central; J. Lawrence, Belmont.

NEW STRENGTH FOR OLD BACKS

When past middle age there comes a noticeable weakening of the organs of the body and the danger of quick decline. It is quite necessary to give prompt help to any part that first shows signs of wear. Healthy kidneys mean a hale old age. Weak kidneys bring constant backache, lame back, stitches and twinges of pain, annoying urinary troubles and the danger of diabetes or Bright's disease. There is likely to be a loss of albumen and a gain of uric acid and other poisons, with loss of flesh, vigor and nervous force. Doan's Kidney Pills bring quick help to sick kidneys and are entirely free from poisonous drugs; it is a remedy that can be taken by young or old, weak or strong, and in every case with prompt benefit. If you have backache, lame or weak back, quick pains when stooping or lifting; if you are tired and nervous, have headache, dizzy spells, watery swellings under the eyes or around the ankles, rheumatic or neuralgic

Every Picture Tells A Story

Doan's Kidney Pills proved to be a reliable remedy for kidney trouble. I was annoyed for a considerable time with a dull pain across my kidney regions. There was no time when I was entirely free from this annoyance and at times I had to lie down. The moment I would arise after sitting or bending over I would suffer severely and knew that it arose from a disordered condition of the kidneys. Seeing Doan's Kidney Pills advertised for such complaints I was induced to give them a trial and procured a box. The results that followed their use were very satisfactory, and I feel I have sufficient cause to recommend them to other sufferers."

San Francisco Proof

Thomas Doyle, living at 3873 Twenty-fifth street, San Francisco, Cal., says: "Doan's Kidney Pills proved to be a reliable remedy for kidney trouble. I was annoyed for a considerable time with a dull pain across my kidney regions. There was no time when I was entirely free from this annoyance and at times I had to lie down. The moment I would arise after sitting or bending over I would suffer severely and knew that it arose from a disordered condition of the kidneys. Seeing Doan's Kidney Pills advertised for such complaints I was induced to give them a trial and procured a box. The results that followed their use were very satisfactory, and I feel I have sufficient cause to recommend them to other sufferers."

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Where the finest biscuit, cake, hot-breads, crusts or puddings are required Royal is indispensable.

Royal Baking Powder Absolutely Pure

Not only for rich or fine food or for special times or service. Royal is equally valuable in the preparation of plain, substantial, every-day foods, for all occasions. It makes the food more tasty, nutritious and wholesome.

The announcement that Mayor Taylor has sought legal opinion on the question as to whether the police judges are "municipal officers," with a view to removing them for neglect of duty, caused a great stir yesterday around the police courts. The news came as a thunderbolt out of a clear sky, as it was not suspected that any watch was being kept on the conduct of the lower criminal courts. It had become such a common practice to dismiss offenders without a hearing, that the legislature went into extraordinary session that at that time the governor had signed the bill. "I do not know what could have been their motives in acting as they did in this matter," said Attorney Sullivan. "Neither can I understand what this so called federated harbor committee means by proposing to lop off 13 of the best blocks in that section and leaving the acquisition of only 45 blocks, leaving the remainder to be redeveloped at an enormous figure by some fortunate individuals or corporations. But I do know that we must acquire those 44 blocks or none. The masses are in plain of the proposition, but the inner circle, actuated by some motive, are not. We must make up our minds that we can depend only upon their hostility."

PARTIAL RETRACTION

Later in the evening, when informed that former Mayor James D. Phelan was a member of the federated harbor committee, Sullivan said he did not believe that Phelan would associate himself with any bodies that were not actuated by the best motives. To a certain extent he retracted his earlier attack on the so-called federated harbor committee. W. S. Williams of the West End improvement club, one of the speakers of the evening, said he knew of a number of plans of land grabbing that were being carried out in the vicinity of the Islais creek and that the Western Pacific was at present engaged in gobbling up lands immediately adjoining the proposed 54 blocks. He said he had had considerable work for certain corporations and knew positively that schemes of that nature were under way.

WANT PROPERTY BOUGHT

After considerable discussion it was decided that the executive committee put forward the urging of the purchase of the property at the junction of the Islais channel and that this be provided for in the new bond issue. Among those present were: William H. Ford, Edward Carlson, James S. Brown, James Ralph Jr., Charles A. Brand, W. C. Wright, F. C. Sullivan, J. W. Maguire, Lester G. Burnett, W. G. O'Connell, C. N. Searle, T. J. Pinner, Colonel W. M. Kelly, T. H. Biele, William F. Smith, M. Lacey.

PARLOR ELECTS DELEGATES

Louis Schmitt, N. W. Hall and S. J. Theisen have been elected delegates from Mission parlor No. 28 to the convention of the grand parlor at Yosemite.

YACHT AEOLUS ENTERED

SAN DIEGO, April 10.—At a meeting of the San Diego yacht club it was decided to enter the yacht Aeolus for the regatta of the yacht club, when she will contest with the "Michele" and other yachts of the class for the Los Angeles Times cup and other trophies.

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