

JUDGE LAWLOR STOPS INVESTIGATION

Court Says Byington's Method of Examination Is Persuasive and Seductive Three Talesmen Quality for Trial of Calhoun by Lack of Opinions Eight Jurors Temporarily Accepted and New Venire Ready for Questions

Jurors Accepted Subject to Peremptory Challenge Joseph Dixon, clerk, 2000 Steiner street. Peter Anthes Sr., retired mining man, 723 San Jose avenue. Walter L. Haskette, book keeper, 1124 California street. Walter J. Kock, stationery salesman, 1225 Green street. Michael Maguire, retired hay and grain dealer, 281 Page street. David Holzberg, jeweler, 1626 Geary street. John H. Powers, architect, 2689 Sacramento street. Arthur S. Holman, insurance, 2915 Van Ness avenue.

By W. Russell Cole It may have been merely the tonic of a little sunshine taking beneficial effect on the chronic pessimism of the attorneys in the Calhoun case, or it may have been the appearance of a crop of talesmen actually less opinionated than those previously examined, which suddenly changed the entire aspect of the trial in Judge Lawlor's court yesterday. The number of temporarily accepted jurors leaped in two sessions of court from five to eight, making the day's record of progress nearly equal to that of the two weeks preceding. The three talesmen who successfully navigated the crooked channel from the venire to the jury box were: David Holzberg, jeweler, 1626 Geary street. John H. Powers, architect, 2689 Sacramento street. Arthur S. Holman, insurance, 2915 Van Ness avenue.

NEW PANEL EXAMINED Shortly after Holman was admitted to the box the venire was exhausted and a halt in proceedings was ordered a few minutes before 4 o'clock. The new panel of 65 was in court for preliminary examination, and the remainder of the afternoon was taken up by Judge Lawlor in listening to the statutory excuses offered in the general attempt to escape service. The regular proceedings toward impaneling will be resumed at 9:20 o'clock this morning.

JEWELER WITHOUT OPINION Not only did Holzberg assert that his mind was free from all opinions concerning the guilt or innocence of Patrick Calhoun, but that he was equally free from opinion regarding the carmen's strike and the right or wrong of granting immunity to boozing supervisors.

NEW VENIRE SUMMONED From the new venire of 65 summoned into court at 10 o'clock the following 25 qualified for examination and their names will go into the jury box this morning: Dwight S. Butler, 1682 Fifteenth street. John Marcus Burke, 98 Hill street. A. L. Lindholm, 1541 Franklin street. Thomas M. R. Burke, 1406 Guerrero street. Vincent K. Butler, 27 French Brothers street. Martin J. Burns, 2872 Sacramento street. Albert Bushnell, 60 Falcon avenue. William Buchanan, 125 Larkin street. J. J. A. Burns, 622 Clayton street. Howard K. Burgess, 2015 Hyde street. Winifred E. Butler, 1907 Webster street. M. C. Hyland, 2128 Geary street. Benjamin H. Avery, 1218 Buchanan street. Robert E. Lewis, 2206 Divisadero street. H. T. Harper, 2511 Baker street. R. M. Leonard, 2095 Golden Gate avenue. E. F. Ayres, 850 Divisadero street. Frank Huber, 2821 Nineteenth street. Robert H. Hunter, 130 Laguna street. Robert H. Hunter, 130 Laguna street. Robert H. Atkinson, 3328 Twenty-third avenue. Herbert B. Warren, 1408 Jackson street. Walter E. Byers, 1231 Buchanan street. Henry Leiber, 295 Page street. C. F. Hutchinson, 133 Sixth avenue. Walter E. Byers, 1231 Buchanan street. Carl A. Bruns, 2407 Vallejo street. Norris A. Judd, Cosmos club.

Biggys Will Probated The will of William J. Biggy, late chief of police, was admitted to probate by Judge Coffey yesterday. Attorney J. J. Dwyer executor, Biggy left his wife only \$1 by his will, but half of the estate goes to her as community property. The estate is appraised at about \$3,000, so Mrs. Biggy, from whom the will was extracted for a number of years, will receive about \$1,500. The other half is divided equally between the four children of Biggy's first wife. The daughter of the widow was willed \$1, and this is all she will get.

Weak Throat—Weak Lungs Cold after cold; cough after cough! Troubled with this taking-cold habit? Better break it up. We have great confidence in Ayer's Cherry Pectoral for this work. No medicine like it for weak throats and weak lungs. Ask your doctor for his opinion. He knows all about it. His approval is valuable. No alcohol in this cough medicine. J. C. Ayer Co., Lowell, Mass.

Always keep a good laxative in the house. Take a dose when your cold first comes on. What is the best laxative for this? Ayer's Pills. Ask your doctor his opinion. Let him decide.

Three Jurymen Pass For Calhoun's Trial



Two of the talesmen who were accepted yesterday subject to peremptory challenge.

GRAFT IN CANAL DEAL IS CHARGED

Congressman Bitterly Attacks Panama's President and Director of Road WASHINGTON, Jan. 26.—A bitter attack on William Nelson Cromwell, President Obaldia of Panama and others by Rainey of Illinois was made in the house today. The postoffice appropriation bill was under consideration, but Rainey spoke under license of general debate and was unsparing in his charges of corruption against the persons named.

WHIPPING POST AND HAT PINS ENGAGE SOLONS Meantime State Tax Law Is in Need of Amendment SALEM, Or., Jan. 26.—To untangle the trouble caused by a recent decision by the supreme court that the fixed rate state tax is unconstitutional, an emergency measure will be introduced in the house tomorrow. This provides for a temporary board of equalization, which shall meet at once and ascertain the exact cash value of the assessable property in the several counties of the state, determine the amount of revenue necessary for the state and prorate it among the counties as equitably as possible.

Eastern Critics Answered The truth about the great battle, in which the citizens of San Francisco joined with the public health services of the government to guard the nation's health by protecting its western gateway against the advance of Asiatic pestilence, is told at the request of Sunset magazine by Dr. Colby Rucker of the marine hospital service in the February number of the magazine.

Charged with Foul Crime David Trachtubrook, alias "Whitey," a peddler of canary birds and cheap jewelry, was arrested before Police Judge Shortall yesterday with vagrancy because it was alleged he lived off the earnings of Jennie Labovich, a woman of the underworld. He denied the charge and the woman took the stand and swore that she did not live with the defendant. In the interim, the police had proof that they lived together and the woman was ordered into custody. A charge of perjury may be made against her; the defendant was also ordered into custody.

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STEAMER'S AGENTS DESCRIBE ACCIDENT

Statement Denies Story of Trouble With Quartermaster of the Florida Captain of the Republic Loses License and Injured Passenger Dies

NEW YORK, Jan. 26.—A statement as to the cause of the Nantucket collision between the White Star liner Republic and the Italian liner Florida was issued today by C. B. Richards & Co., agents of the Florida. The statement was in part: A dense fog existed at the time of the collision. The Florida had been proceeding at a moderate speed, blowing her fog whistle frequently. The captain and chief officers were in charge of her navigation on the bridge. The Florida was proceeding slowly when the fog whistles of another steamer, which afterward proved to be the Republic, were heard. The engines of the Florida were reversed and two signals of three whistles were blown, indicating that the vessel was going astern. The collision nevertheless took place and the Florida striking the port side of the Republic.

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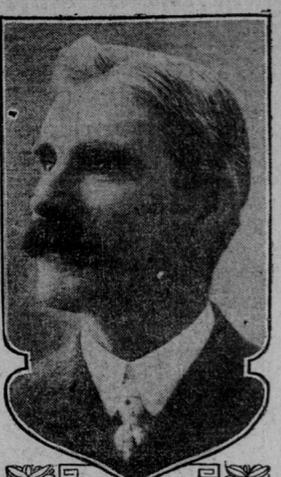
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John J. Lewin, Stanford Electrician, Who Died



LIGHTING EXPERT CALLED BY DEATH

Palo Alto Man Introduced Incandescent Illumination in California John J. Lewin, one of California's foremost electricians, who died last Sunday afternoon at his home near San Jose, will be buried at Los Gatos today. Lewin had a host of friends among all classes of people throughout the central part of the state, and his family is receiving many messages of condolence. For 10 years the decedent was electrician of Leland Stanford university, and at the time of his death was city electrician of Palo Alto. To him is credited the introduction of incandescent lighting in California. He was recognized as a man advanced in his profession, and at the time of the wedding of Miss Theresa Fair and Hermann Oelrichs he was called upon to install all the elaborate lighting for that event.

Michigan Regent Denies Any Offer to Wheeler No Invitation to Succeed Angell Given or Declined [Special Dispatch to The Call] DETROIT, Mich., Jan. 26.—According to an interview given out at Ann Arbor today by Regent Beal of the University of Michigan, President Wheeler of California university is not going to become the head of Michigan's seat of learning right away. "There is absolutely no truth whatever in the report that Benjamin H. Wheeler, president of the University of California, has announced that he will not accept the invitation to become the head of the University of Michigan, for the very good reason that no such invitation has been extended to him or to any one else," was the pungent comment of Regent Beal, when asked as to the truth of the report.

Notice to the Market Street Bank Depositors All depositors who have accepted bonds from the Market Street Securities Company are hereby notified that upon the surrender of the bonds and any moneys paid they are entitled to receive back their passbooks. Delivery will be made commencing Monday, February 1, 1909, at 9 o'clock a. m., at the office of the company.

Notice to Depositors and Creditors of the Market Street Bank NOTICE IS HEREBY GIVEN THAT LOUIS H. MOOSER has presented to this court a bill of the Assets Realization Company in the sum of \$233,500 for the purchase of all of the assets of the Market Street Bank as the same appeared on the books of said bank at the close of business January 9, 1909, exclusive of any moneys in the hands of the receiver, together with his petition praying that the court consider said bill and take such action as it may deem proper thereon, and has further filed a report and account of his receivership from the day of his appointment down to the close of said business on the 9th day of January, 1909, which said petition and which said account and report have been by the court set for hearing on Monday, the 1st day of February, 1909, at the hour of 10 o'clock a. m. at the courtroom of the superior court of the city and county of San Francisco, department No. 9 thereof, in the Grant building, southeast corner of Market and 7th sts., in the city and county of San Francisco.

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WIFE IS DIVORCED, HE AVERS IN SUIT

Railwayman Asks Divorce as Result of Terrible Habit of Spouse She Promised to Reform, but Always Broke Her Pledge, He Charges

Because of her alleged hopeless addiction to drink, Mrs. Margarette Preece was sued for divorce yesterday by Howard M. Preece, an inspector of the Southern Pacific railway. His wife had promised to reform, but failed to live up to her pledge. Their one child, Frances May, aged 6, Preece prays the court to award to his custody. He also asks that the house and lot at 1409 Vermont street, where he lives, be decreed to be his separate property.

Reforms are Rejected BERLIN, Jan. 26.—The Prussian diet today voted down various motions favoring electoral reform. The national liberal motion demanding a direct ballot, and a resolution in favor of a secret ballot, were defeated, and a resolution in favor of redistricting was rejected by a big majority.

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AN ITCHING PALM

No Cure for It. Other Forms of Itching Preferable. There is no cure for an itching palm—the money kind. Even psoriasis, the new skin discovery, cannot help it. But when it comes to eczema, the most annoying of itching skin troubles, psoriasis will stop the itching at once and cure the worst cases in a few days. So with hives, rash, scabies, split toes, piles, and scaly scalp, all of which are different forms of eczema, accompanied by severe itching and caused by imperfect digestion and careless diet.

Shirt Waist Samples A new and beautiful line showing advanced styles in LINGERIE WAISTS REGULAR \$2.75 AND \$3.50 VALUES \$1.95 All Net and Silk Waists reduced to cost. Open Saturday Evening PARISIAN NOVELTY PARLORS 217 Westbank Bldg., Ellis and Market

We Save Your Linens With our Soft Water process—Try it UNITED STATES LAUNDRY PHONE MARKET 1721

A Treat

Primrose Pork Sausage There's nothing quite so good as Primrose Sausage—everybody says so. Great care is exercised in the selection of the ham and loin that enter into the making of this perfect sausage. They are carefully wrapped in parchment paper and packed in one pound cartons. This sausage is made in San Francisco under U. S. Government Inspection—a guarantee of purity and wholesomeness.

Ask for Primrose and you get the best your dealer sells. Prepared only by Western Meat Company San Francisco, U. S. A.

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