

ATTACKS WILL BE PROPER AS IMPROPER

Attorney Peter F. Dunne Continues Argument for Contestants Before Judge

Testamentary Trusts Are Characterized as Illegal Under Laws of California

Peter F. Dunne, summing up his argument before Judge Coffey yesterday in behalf of the contestants of the will of Claus Spreckels, brought clearly into the light the single conclusion toward which every point and phase of his exhaustive and masterful discussion has tended.

DAUGHTER HEARS SPEECH Mrs. Emma Ferris, daughter of Claus Spreckels, whose interests are bound up with those of her brothers, Rudolph and Gus Spreckels, the executors, was in court yesterday for the first time since the beginning of the case and was an attentive listener to Dunne's argument.

IMPOSSIBILITY OF SEVERANCE Dunne dwelt at length yesterday upon the doctrine of severability, pointing out the impossibility of dividing an illegal trust from a valid personal property trust and administering the latter in accordance with the provisions of the will.

EXAMPLE OF DIVISION If Mrs. Ferris were to receive her full one-third of the total of the estate, said Dunne, and it were to consist entirely of personal property, as provided in the will, she would receive \$3,200,000 of personal property and an additional \$1,144,000 as her fifth share of the realty as an heir at law.

DEBUNKS CITY ARCHITECT FOR MAKING CHARGES President of Board of Works Tires of Alterations

WILL FIGHT STABLE PERMIT TO THE FINISH Property Owners Plan Protest to Supervisors

DEMENTED MAN VISITS ST. FRANCIS HOTEL Acting under the belief that he had received a divine message granting forgiveness to the whole world, James M. Wood, a tall, thin, middle-aged man, went to the St. Francis hotel yesterday to have a number of copies of the message typewritten.

WANTS \$50,000 DAMAGES FROM DR. VOWINCKEL Maria Marcucci Says She Was Wrongly Treated

Habitual Constipation May be permanently overcome by proper personal efforts with the assistance of the one truly beneficial laxative remedy, Syrup of Figs & Elixir of Senna which enables one to form regular habits daily so that assistance to nature may be gradually dispensed with when no longer needed.

Same Rate as Direct Line THE SHASTA ROUTE Portland, Seattle and the CANADIAN PACIFIC RAILWAY

FAIRMONT HOTEL Superiorly Situated. Magnificently Appointed. Perfectly Served. Eminently Satisfactory. Single rooms with bath from \$2.50 upward.

WEEKLY CALL, \$1 PER YEAR

Former Orpheum To Be Home of "K. and E." Shows

Miss Carpenter is the leading woman in "The Ringmaster," to be produced at the Valencia next week. Miss Stech is a soubrette at the Princess.



ROSAMOND CARPENTER.

and concluded his review with the assertion that it was of no consequence how good was done, so long as good was accomplished.

At the head of the company which the Shuberts will show at the Valencia is Rosamond Carpenter, who is said to be a remarkably fine actress.

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HENEY DENOUNCES PATRICK CALHOUN

Prosecutor at Political Meeting Applauded for Attack on Car Magnate

Says He Will Make Fickert Admit That His Charges Were False

Two large and at times wildly enthusiastic audiences heard Francis J. Heney denounce Patrick Calhoun last night and refute charges made against him by Charles M. Fickert.

CHALLENGES FICKERT "You know what the United Railroads did to me," Heney said, "and you know that the men behind the United Railroads are the men on the citizens' committee that patted Calhoun on the back and are now busy patting Fickert."

PROSECUTION SUPPORTED At the first meeting of the evening Eugene P. Hourihan, an assistant district attorney, read extracts from the syndicates, the magazines, including banking journals, in which the contention that the graft prosecution in San Francisco is hurting business was denied.

OCTOBER 25 IS DATE SET FOR TAX PAYMENT State's Assessment Creates a Vast Amount of Extra Labor

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WEEKLY CALL, \$1 PER YEAR

San Francisco's pivotal point during Portola week. The house with the liberal money back policy.

The Emporium

A Most Unusual Sale of Far Spreading Interest



500 Genuine Hartz Mountain Canaries \$1.69 Direct from Germany to California

All young birds, hardy and of the species famous for their sweet singing. A remarkable offer far below the market price.

This presents an excellent opportunity to procure one of these songsters, directly imported, at a price unquestionably low. First Floor Rear Sale price, while the quantity lasts, each \$1.69

The Greatest of Corset Bargains Are to Be Had in American Lady Models

A wonderful value giving sale now in progress is an accumulation of this manufacturer's surplus stock, his samples, show pieces and such corsets as were slightly soiled in the manufacture. Large savings on each and every one. The styles are numerous and embrace both the long, short and medium models.

65c pr. The American Lady corsets are corsets which find favor at regular times in our regular lines and at regular prices and are much sought. \$1.15 pr.

This is an exceptional opportunity and a beneficial one. The entire assortment divided into two lots and priced ridiculously low. Sale Held Second Floor East The Pair 65c and \$1.15

Portola Hose

These latest fad for Portola are hose in the festive colors, of a high grade mercerized lisle. They have the Van Dyke effect, with a fancy two toned border intervening. They may be had with the lower part cardinal and the uppers of gold, or vice versa—75c the pair.

Hose for Portola may be had in the crimson or in the Portola gold. These hose are of pure silk, beautifully woven and expertly shaped. The fine qualities and the beautiful tones make them exceptional values, the pair \$1

Piel Bros. Beer

As an invigorating drink is unequalled. It strengthens the nervous system, promotes digestion and as a healthful beverage is unexcelled. Its absolute purity is guaranteed. Nothing but pure barley malt, and high grade Bohemian hops enter into its composition. It is brewed after the most approved German methods—a typical Dortmunder brew. A real German lager beer.

The Dozen Bottles \$1.50

The Emporium sole San Francisco agents.

Bohemian

BECOME ROBUST AND STRONG TASTE TELLS DRINK SOME BUFFALO BOHEMIAN

With your meals. It is appetizing—easily digested and a most delightful and nourishing table beverage



BUFFALO BREWING CO. Sacramento, Calif.

A. H. LOCHBAUM CO., 125 King St., Local Agents.

SUMMER RESORTS

WITTER SPRINGS HOTEL

THE AUTOMOBILE HEADQUARTERS OF LAKE COUNTY

Every comfort—large, airy, inviting rooms. Hot and cold water in every room. Cuisine and service unexcelled.

WITTER SPRINGS WATER ABSOLUTELY CURES ALL STOMACH TROUBLES

PARAISO HOT SPRINGS

Most Wonderful Waters and Climate in California for Rheumatism and Stomach Troubles. Expert attendants. Fare \$8. round trip, including auto. Leave Third and Townsend a. m. arrive at Springs, 10:30 a. m. Apply Peck's, or H. H. McGOVERN, Paraiso Springs, Monterey county, Cal.

Skaggs Hot Springs

Nine miles from Geyserville. Two trains daily. Fare, \$4.00 round trip, including stage. Rates \$12 to \$16 per week. Hot mineral baths, swimming, boating, hunting and fishing. Every new, including management, PETER J. CURTIS, Skaggs, Sonoma county, Cal.

FETTERS HOT SPRINGS

Agua Caliente station, Sonoma county. New mission style plastered hotel. Hot and cold mineral water in every room. First class German cooking. Warm meals three times a day. Men, boys, hunting and fishing. Every room and hallway carpeted. Electric light. Accommodate 100 guests. Rates from \$12 up. Address Feters Hot Springs, Sonoma, Cal.

PROPOSALS FOR HAY FOR FEEDING—San Francisco, Cal., October 14, 1909.—Sealed proposals, in triplicate, will be received here, at the office of Quartermaster, President of Monterey, Cal., until 12 o'clock, p. m., October 27, 1909, and will be opened for furnishing 1,600,000 pounds of hay for feeding for President of Monterey, Cal., during the period beginning November 1, 1909, and ending June 30, 1910. Preference will be given to the lowest bidder, but the price of foreign production the duty thereon being equal, and such preference given to articles of American production produced on the Pacific coast to the extent of consumption required by the public service there. Information furnished on application to quartermaster at President of Monterey, Cal., or to undersigned. ROBT. R. STEVENS, Chief Quartermaster.

PROPOSALS FOR ANIMALS—Depot Quartermaster's Office, 1088 North Point Street, San Francisco, Cal., September 20, 1909.—Sealed proposals, in triplicate, subject to usual conditions, will be received here until 10 o'clock, a. m., October 15, 1909, for furnishing 300 cavalry horses, delivered at Seattle, Wash., or other prominent railroad points. Information furnished on application. The United States reserves the right to accept or reject any of all bids. Proposals containing proposals should be marked "Cavalry Horses for Animals" to be opened October 15, 1909, and addressed to W. VON SCHRAEDER, Depot Quartermaster, U. S. Army.

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