

BALLINGER TO WAIT PROFFER FROM PINCHOT

Secretary Will Not Agree to Reconciliation Until Forester Shows Inclination

Head of Forest Service Denies That He Sent Ultimatum to President

Statement Also Refuted That Cabinet Officer's Coal Rela- tions Will Be Investigated

[Special Dispatch to The Call]

WASHINGTON, Nov. 17.—Secretary of the Interior Ballinger will not agree to a reconciliation with Forester Pinchot until Pinchot has made some sort of proffer for peaceful intention. This information was obtained from close friends of the secretary in the course of an investigation of the report that Pinchot had sent to President Taft a pointed request for the president's definition of his status under this administration.

Ballinger, from all indications, is still greatly irritated by the attitude which Pinchot has assumed. According to authentic information, he was not mollified in the least by the official statement given out by Pinchot today. In this statement the forester said: "The story that I have issued an ultimatum to the president, like the recent conspiracy story, is merely a silly fabrication."

"Of course, I have done nothing of the kind, nor anything that could be twisted into that meaning. The president was good enough to express his satisfaction with my work, and I am going ahead with it."

President Wants Peace

The statement issued today by Pinchot was called forth by the published report that he had sent a letter to the president recently demanding to know just where he stood under the Taft administration. Such a letter, had it been sent, would have been regarded as a direct defiance of both the president and the secretary of the interior.

The immediate and categorical denial of this report made by Pinchot is regarded by some officials of the interior department as a tentative offer of peace to Ballinger.

There is no doubt that Taft would be greatly pleased if Ballinger would consent to accept the Pinchot statement in this light.

Ballinger, however, is not willing to take this view of Pinchot's denial and is waiting for a more direct overture. Officials of the interior department seem to feel that the president's complete exoneration of the secretary of the interior demanded some pacific acknowledgment from Pinchot.

Deny Pinchot Ultimatum

Definite information obtained at the forestry service today amplified the formal announcement made by the forester. It was stated positively that Pinchot has never, either in a personal conference or in letter, conveyed to the president his desire to ascertain his status under the Taft administration. At the White House it was stated that Pinchot had sent but one letter to the president since the beginning of the administration.

This communication was made some time ago. The report published today that the president had asked Attorney General Wickham to present a formal report on the legal status of Secretary Ballinger's attitude in the Cunningham coal lands cases was met with an emphatic denial at the executive offices.

It was stated positively that the president has taken no action in the Ballinger-Pinchot controversy since he wrote his letter to Secretary Ballinger. Even more emphatic was the official denial of the report that the letter sent by the president to Secretary Ballinger had been written by Oscar Lawler, attorney for the department of the interior. The letter exonerating Ballinger, it was stated, was written by the president and no part of it was furnished by Lawler.

MRS. ASTOR ON STEAMER, BUT NAME NOT LISTED

Departs for Liverpool on Liner From New York

NEW YORK, Nov. 17.—Mrs. Ava Willing Astor, who recently procured a divorce from Colonel John Jacob Astor, sailed today for Liverpool on board the steamer Lusitania. Her name, however, was not on the passenger list.

DYNAMITE DESTROYS NEW CHURCH'S FRONT

Quarrel Between Miners Leads to Outrage

TERRE HAUTE, Ind., Nov. 17.—An explosion of dynamite destroyed the front of the new \$50,000 Sacred Heart Roman Catholic church at Clinton, in the coal fields near this city, early today. The parish is largely composed of Hungarian and Bohemian miners, and there has been a quarrel between the races as to which should have charge of the church.

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TELEPHONE KEARNY 86

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SOCIAL

Miss Ethel Lincoln and John Ralston Hamilton married at home of bride's mother, Mrs. Jerome Lincoln. Page 6

ASTOR'S YACHT OVERDUE AND SEARCH MADE

Fears Expressed That His Ves- sel Was Caught in West Indian Storm

Millionaire Sailed From Jamaica and No Word of Craft Has Been Received

NEW YORK, Nov. 17.—Colonel John Jacob Astor, who is aboard his yacht Nourmahal, has not been in communication with New York for 12 days, and it is probable that he has not heard that Mrs. Astor obtained a divorce November 8. Early that day, before the divorce formally was granted, Colonel Astor was reported to have sailed from Port Antonio, Jamaica. Since then no word has been received of his whereabouts and some concern has been felt for the safety of the yacht on account of the recent West Indian storm.

Mrs. Astor sailed for Europe on the Lusitania today. Vincent, the 17 year old son, is cruising with his father.

William A. Bobbyn, Astor's private secretary, said tonight that he was, without word from Colonel Astor, but felt that his protracted silence was due only to interruption of telegraphic communication.

Government Searches

WASHINGTON, Nov. 17.—Search is being made by the government for the missing yacht Nourmahal, belonging to John Jacob Astor of New York. She is supposed to be somewhere in West Indian waters, between Jamaica and Porto Rico.

The treasury department, on request of anxious inquirers, today cabled to the commander of the revenue cutter Algonquin at San Juan, P. R., to search for the Nourmahal. The yacht is reported to have left Port Antonio, Jamaica for San Juan, P. R., more than a week ago and has not since been reported.

VON BULOW'S COUSIN ENDS HIS OWN LIFE Jumps Into River When Ac- cused of Marrying Octopus

[Special Dispatch to The Call]

NEW ORLEANS, La., Nov. 17.—Edward von Bulow, a first cousin of Prince von Bulow of Germany, committed suicide by jumping into the river because he was married to an octopus. He was arrested a week ago charged with violating the law which prohibits such relations between the races.

Von Bulow came to this country 12 years ago, and in 1902 married a young woman who posed as a widow with two children. She bore him two children. Gossip led to the disclosure that his wife was "off color."

Von Bulow was released on bond and disappeared three days ago, writing to the district attorney that when his case was called he would be out of the court's jurisdiction. His body was found in the river this afternoon. Von Bulow had been working in the federal internal revenue service.

DENIES MRS. LONGWORTH HAD SENSATIONAL RIDE

Congressman Declares Story
Regarding It Is Wholly False

[Special Dispatch to The Call]

CINCINNATI, Nov. 17.—Congressman Longworth today denounced as a lie Fraulein Anna Kroeber's story concerning a sensational horseback ride in which his wife, then Miss Alice Roosevelt, is alleged to have indulged during a reception in her honor by the emperor of Korea.

"It is too preposterous to be taken seriously," he asserted, "as nothing of the kind took place or could have taken place."

He said he never knew or heard of the author of the story, but complimented her upon her vivid imagination, and said it had afforded the subject of it a great deal of amusement.

"The woman, whoever she is, was either drunk or crazy when she wrote the book credited to her," is the way he summed up his denial.

\$1,500,000 INSURANCE SOUGHT ON MAN'S LIFE

Twenty Physicians Examine Applicant for Record Policies

[Special Dispatch to The Call]

KANSAS CITY, Mo., Nov. 17.—An insurance policy of \$1,500,000 has been applied for on the life of George F. Nicholson, 49 years old, a cement manufacturer of Kansas City, by two of the companies of which he is head. Insurance men say this is the largest amount of life insurance ever sought at one time on the life of one person in the history of insurance.

Affinities Flutter Into Court Record in Girl Slayer's Trial



ELEVEN OF THE JURORS WHO ARE TRYING THE CASE OF ALMA BELL AT AUBURN. From left to right, in the upper row, they are: E. F. Gerald, John Goy, E. A. Hill, J. J. Phillips and Fred Outhouse. Lower row: Marcus Thomsen, Edward Polifka, J. L. Frierstroffer, Albert Ralston, Joseph Gilbert and John G. Beckstrum. Juror F. J. Gibson declined to be photographed.

SANTA FE PLANS FOR DOUBLE TRACK

Betterment to Cover Railway System From Chicago to the Pacific Coast

LOS ANGELES, Nov. 17.—Confirmation of a recent report that the Santa Fe railroad company is considering the proposition of double tracking its line from Chicago to the Pacific coast is contained in statements made here today by W. E. Hodges, vice president of the Santa Fe, in charge of purchases and supplies.

"The Santa Fe will within the near future double track its entire system between Chicago and the Pacific coast. This is necessary because the enormous increase in business during the last 14 years today taxes the full capacity of the single track," said Hodges.

He said that no appropriation has been authorized for the double tracking, but that conditions have reached a stage where immediate action is necessary, and while there will be no immediate attempt to parallel existing tracks, at all terminals where congestion is great, as at San Bernardino, Barstow, Needles, through the Cajon pass and at various other places, second tracks will be laid for a number of miles leading in and out of the points named. Later these will all be connected to form double tracking between this city and Chicago.

BEATS HEADS OF MEN TO RESENT INSULTS

Woman Complains They Stood With Feet Crossed

LOS ANGELES, Nov. 17.—Cracking every man she could on the head with a woman's shoe, Mrs. Mary Givens created a panic for several blocks in Broadway today and ended by being escorted to the police station by Patrolman Green, followed by a large number of her victims and other interested persons.

Mrs. Givens' first victim was George Darling, a piano dealer. He was walking north in Broadway when he felt a sharp blow on his head and looked around to see a little thin woman dressed in black and carrying in her hand a woman's shoe.

"I'll teach you to insult me by standing with your feet crossed," Darling yelled. The woman continued along her way, cracking numerous heads along Broadway and finally winding up by hitting Frank Morrison, a recent arrival from Indianapolis, such a sharp blow that a lump the size of a goose egg was raised. The woman will be examined by the lunacy commission.

SNOWSLIDE SWEEPS TRAIN INTO CANYON

Engineer Killed and Trainmen Injured on Canadian Pacific

NORTH BEND, B. C., Nov. 17.—Engineer Gough of Kamloops was killed and two trainmen were badly injured in a wreck on the Canadian Pacific railway last night a few miles west of here. A snowslide struck the engine of a freight train just after it had emerged from a tunnel and carried the locomotive and four cars over the embankment, down 300 feet into the Fraser river.

TRAINED NURSES WILL BE GIVEN DIPLOMAS

STOCKTON, Nov. 17.—Next Tuesday evening the Misses Carrie and Anna Kutz and Mamie Robinson will be graduated as trained nurses from the San Joaquin county hospital. They are now undergoing final examinations by nearly all the physicians of the county. They have been trained and instructed for the last three years by Dr. J. D. Cameron, superintendent of the hospital.

TEXAS ELEVEN CLAIMS TITLE

DALLAS, Tex., Nov. 17.—The Texas A. & M. college 11 defeated the Oklahoma state university team here today, 14 to 5, and lays claim to the championship of the southwest, having defeated all teams from Texas, Oklahoma and Arkansas.

DU MOULIN DROPS SUIT FOR DIVORCE

Minister Who Filed Action in Seattle for Separation Has Case Dismissed

[Special Dispatch to The Call]

SEATTLE, Nov. 17.—On motion of George A. Custer, attorney for Walter H. Du Moulin, an Episcopal clergyman, formerly in charge of a church at San Francisco, the divorce case of Du Moulin against his wife, Jennie G. Du Moulin, was dismissed today by Judge Boyd J. Talman in the King county superior court. The complaint in the case has never been filed.

Commenced divorce proceedings against her husband in San Francisco, the papers arriving here Monday for service. For three days every effort has been made to locate the husband and make personal service upon him, but he has not yet been found, though he is in the city.

Mr. Custer, his attorney, says he is unacquainted with his client's address. Through his attorney, though, Du Moulin has been made acquainted with the allegations in the wife's complaint, and it is stated to be the charges therein set forth that has caused him to drop his suit.

It is intimated that Du Moulin will file another complaint.

RECONCILIATION IS DENIED

At the home of Mrs. Jennie Gay Du Moulin at 124 1/2 Steiner street all knowledge of the dismissal of the divorce action in Seattle was denied. It was stated that no reconciliation was contemplated.

Mrs. Gay, mother of Mrs. du Moulin, said that her daughter had heard from Dr. du Moulin only through her attorneys and solely on legal matters.

"This is the first we have heard of the dismissal of the suit," she said. "It does not mean a reconciliation. It is possible that Doctor du Moulin has learned that he has not lived long enough in the state of Washington to acquire a legal residence."

RIGO TO BECOME AN AMERICAN CITIZEN

Violinist Takes Out First Pa- pers After Living in Coun- try for Two Years

Jansel Rigo, the Hungarian violinist, whose amours lifted him from the ranks of a gipsy stroller to a position of notoriety in the world of entertainment, made application for his first papers for American citizenship yesterday.

The violinist came to this country over two years ago, and, having remained here the requisite length of time, decided to renounce all allegiance to Francis Joseph, apostolic king of Hungary, and to become an American citizen.

Rigo gave his age as 47 and his occupation as a musician. The swarthy complexion was itemized as simply "dark," but the most poignant thrust was as to his eyes. These limpid pools of light, the workings of which won Rigo a princess for a bride and recently nearly precipitated him into a fight with a score of irate male escorts at whose fair companions Rigo glanced in a temperamental way, while playing at a downtown cafe, are designated as "black." No poetry is attached to them.

DENIES CROCKER IS ILL WITH CANCER

Brother Brands Report False, but Admits Relative Is Very Low

[Special Dispatch to The Call]

NEW YORK, Nov. 17.—At midnight George Crocker's condition was "unchanged," according to a message by telephone from the residence. William H. Crocker was at his brother's bedside nearly all day.

"My brother is not suffering from cancer," said Crocker. "Our friends were outraged at the report that he was dying of that disease. My brother is a very sick man and we have been with him all day. But it is not true that we have abandoned hope for his recovery."

"There is no truth in the report that he has undergone an operation in the last few weeks. He is not going to undergo an operation for his present illness. Furthermore, I can say his present illness has nothing to do with the operation which he underwent some years ago."

"I can not understand why any one should think my brother should have cancer because his wife died of that malady. There has been no case of cancer in the Crocker family. The intimation that our mother died of cancer is incorrect. Our father died in his sixty-fifth year of diabetes."

Dr. Samuel W. Lambert of 130 East Third street refused to discuss the Crocker case tonight. Business associates of George Crocker in Wall street also declined to talk of his illness.

JURY FAILS TO AGREE IN THE BRUBAKER CASE

Dismissed After Deliberating for Seven Hours

For the second time a jury disagreed last night in the case of Lloyd H. Brubaker, a United Railroads conductor, on trial before Judge Dunne for manslaughter. After seven hours' deliberation, the jury was dismissed at 10:45 o'clock last night. It was understood that it was about evenly divided.

Brubaker was accused of having caused the death of Robert Fitzpatrick the evening of August 22, 1908. The two men were riding on a Pullman street car. Brubaker was in the costume of a Rough Rider and carried a pistol. Fitzpatrick told him there was no need to go armed in this country and a quarrel ensued.

As Fitzpatrick left the car, Haight street Fitzpatrick said, "Now, if you'd like to break my jaw come off." Brubaker followed, and hit him on the jaw with closed fist. Fitzpatrick fell back against the curbstone, sustaining a fractured skull, from which he later died.

Brubaker was tried last December, but the jury disagreed.

BIG BOND ISSUE AIM OF MISSOURI PACIFIC

Entire Offering of \$29,800,000 Is Now Ready

NEW YORK, Nov. 17.—Announcement was made today that the Missouri Pacific railway company would offer to its share holders at 95 and interest \$29,800,000 of first and refunding mortgage 5 per cent 50 year gold bonds convertible into stock of the Missouri Pacific company at par from September 1, 1912, to September 1, 1922.

The entire offering has been underwritten by Kuhn, Loeb & Co.

The bond issue announced today is to form part of the total issue of \$175,000,000 in bonds, which the stock holders are to be asked to authorize at a special meeting to be held January 18, 1910.

The bonds are redeemable at 110 and interest on and after September 1, 1917.

JEALOUSY GIVEN AS MOTIVE FOR ARMES' KILLING

Rage at Being Jilted Prompted Alma Bell's Bul'et, De- clares Prosecutor

Sheriff Testifies Girl Said Shoot- ing Result of Dead Man's Love for Minnie Foster

Threatening Letters Cause Rel- atives of Victim to Carri- cade Their Home

By ARTHUR L. PRICE

[Special Dispatch to The Call]

AUBURN, Nov. 17.—Alma Bell told me shortly after the murder that she had killed Joe Armes because he had thrown her over for the Foster girl," testified Sheriff McAulay today at the girl's trial.

Attorney Lee Chamberlain, representing the defendant, had objected in vain to the mention of any names, but he had been overruled when George W. Hamilton, special prosecutor, had declared: "It is by that means we expect to prove the motive of this case—jealousy."

So there fluttered into the trial the equation of brown eyed Minnie Foster, the pretty girl of the sordid story of Placer county life, and one of the few uncontaminated characters in the narrative. A curiously simple girl to be involved in such an unsavory tragedy.

Reputed Affinities Mentioned

On the court records today Minnie Foster's name was in the sorry company of the men with whom Alma Bell was said to have been familiar, even while she was infatuated with Joe Armes. Alma's reputed affinities mentioned today were Ben Kenison and Joe Ruth. Kenison is of a good Auburn family. He left town recently after having trouble with a girl. Ruth has worked around towns in various capacities. At one time he was a night watchman.

The fight for Alma Bell and against the activities of the Armes family is not confined to Judge Arnoff's courtroom. As a consequence the Armes home is every night practically in a state of siege. "Violent black hand" letters threatening death by dynamite to the Armeses if they did not cease the prosecution of "their son's mistress," Alma Bell, were received by the family yesterday, and all last night the Armes homestead was guarded like a blockhouse during an Indian outbreak.

The letter was inclosed in an inner envelope, smeared with ink to make it wholly black and written on this surface were the words, "White cap and black hand mail." It was posted in Oakland. It was startling enough to alarm the Armes family, and they appeared in court this morning a dreary lot.

Threatening Letter Alleged

Practically every member of the Armes family will testify against Alma Bell. Even the little girls in the household—Grace and Irene, aged respectively 8 and 6 years—will take the stand and swear that Alma wrote a letter a few days before the tragedy which is alleged to have been an incriminating one, addressed by Alma to Mrs. Armes. The children have been in court daily, inconspicuously listening to the terrible story.

This was a quiet day in court, although important evidence was introduced against the girl. There were no incidents calculated to upset the defendant, and she sat stolidly for the greater part of the time. Infrequently she whispered to her counsel, L. L. Chamberlain and W. J. Prewett. She had a fresh piece of ruching at her throat and the croupy cough which distressed her yesterday was better. Her mother was by her all day and seemed pathetically worn by the ordeal of Tuesday. The girl received many letters today extending sympathy and encouragement, and J. H. Cassidy of Sacramento sent a \$1 bill and a box of violets.

Violets for Dead Man

"I am going to send the violets out to my sweetheart's grave; there are enough to make a cross," said the girl in the curiously ingenuous way she has of speaking of Armes.

There were more persons in the courtroom than on the previous day. The large auditorium was almost filled this afternoon. Few women were present. On one side of the courtroom is an inclosure, which the Armes family and their friends practically fill.

The witnesses today were Manuel Armes, on cross examination; Tony Grinko, who was at the cabin with Joe Armes just before he was shot; Dr. F. F. White, who examined Armes' body after he was dead, and Sheriff George McAulay of Placer county.

Witnesses were put on to establish the fact that Mrs. M. F. Fitzgerald, to whose house Alma fled after the killing, had left the state for Peru, Kans., and so the transcript of her testimony at