

LOVE LETTERS ARE OBTAINED BY PROSECUTOR

Correspondence Between Dr. Burke and Miss Smith in Hands of Lea

Employe of Sanatorium Reprimanded for Telling Officers of Explosion

physician, that a credit entry of \$400 was made in Miss Smith's account at the sanatorium after she returned there in a delicate condition in February of 1909.

Great as was the interest displayed throughout the day, however, in the letters destined to play a most important part in the present inquiry, greater curiosity was aroused by the attitude assumed by Doctor Burke and his staff in the sanatorium. It was learned that Dr. Warren Dillard, cashier and confidential man at the health resort, had been upbraided Sunday afternoon by Doctor Burke for having telephoned to District Attorney Lea that an explosion had taken place the previous night.

Dillard replied that he had considered it his duty because neither the physician nor the manager of the place had deemed it necessary to make such a report. He was reminded that he was a clerk with no executive authority and was addressed in such a manner that he submitted his resignation to take effect at once.

Advised Against Inquiry In this connection it was learned that Doctor Burke sent a note to Sheriff J. K. Smith at his headquarters in this city Sunday afternoon in which he referred to the event of the previous night simply as an explosion in which a woman patient had been injured and would probably die. He wrote, it is said, that there was no necessity for action on the part of the sheriff, as the hospital authorities were "fully able to cope with the situation." The health resort is located in a valley five miles north of the city. The fact that the detonation was distinctly heard within a radius of two miles and the telephone message from Dillard earlier in the day led the officer to disregard the physician's advice and at once to institute an investigation.

District Attorney Lea, who took the direction of the search in hand immediately, admitted today that he did not receive any aid from the hospital authorities in the prosecution of his investigation. Asked if he had been interfered with, he replied: "I do not care to direct suspicion toward anybody at this stage of the investigation with the investigation of officers of the law in their sworn duty."

WOULD TAKE AWAY CHILD "She has often threatened to drown the baby and herself during her spells, and I believe that the best thing to do is to separate her from the child and put her where she belongs.

Regarding the delay in informing the authorities, my husband, who is manager and is also a deputy sheriff, thought it would be best to notify the authorities quietly, because episodes of this kind cause a great deal of gossip. He did not care to talk about the matter over the telephone, and was going to the city, when Dillard, who was nothing but a clerk, got excited and telephoned to the district attorney. He said that he had been told by the management that he should be attended to by the management."

Questioned about the incidents following the discovery that Dillard had notified the authorities, Mrs. Burke admitted that Doctor Burke had upbraided the employe and that as a result Dillard had resigned.

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From patients at the sanatorium it was learned, however, that Miss Smith is now under the care of Dr. Desseau in a cottage near the tent which was blown up. She was attended by Doctor Burke Sunday and Monday, but requested that her case be placed in the hands of another physician.

DOCTOR BURKE SILENT Doctor Burke himself absolutely refused to make any statement for publication, not even replying to the charge published yesterday morning, in which Miss Smith accused him of being the father of her infant child. The matter of discussing the explosion and facts surrounding it was left to Mrs. Alfred Burke, sister in law of the physician. Replying to questions bearing on the explosion and the relations of the principals in the episode, Mrs. Burke said: "The brother of this woman, Ed Smith of Lake county, can tell you that

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NO BRANCH STORES. NO AGENTS. THERE IS A TOWER OF BRAIN INOCULATED IN OUR CLOTHES. OUR SPRING COSTUMES REVEL IN BRIGHT NEW COLORINGS. OUR USUAL SNAPPY FASHIONS FEED THE BRAZEN MIMICS. EXCLUSIVE ORIGINALITY GOVERNS THIS SMART SHOP. WE RESPECT THE COMPLIMENT WHEN OUR IDEAS ARE COPIED.

This Label The Hub Chas. Heilus & Co. San Francisco. Strengthens Value

Ready-made clothes have given "my tailor" a merry chase. He has been overtaken, passed, and left at the post. When it comes to men's classy, correct clothes you can get in this shop more advantage than "my tailor" ever could offer or ever accomplish.

We are strictly exclusive men's clothiers and the best. The only fighting hope that "my tailor" has left is just the commonplace words "made-to-order." Our clothes are made-to-order just the same—only we do the "ordering"—save you the responsibility.

Jewelers Building Post Street near Hearn San Francisco

Confident of Ability To Complete Evidence

"We have been able to secure evidence which will play a very important part in the solution of the mystery which surrounds the blowing up of the tent occupied by Miss Smith and her son, but in the interest of justice I can not make the facts known at this time. I am more firmly convinced than ever that murder was attempted and am using every resource at my command to secure evidence which will preclude the possibility of a doubt of guilt before I take the matter up with the grand jury. Several important links are still missing in the chain of evidence, but I feel confident that they will be discovered within a very short time."

Statement by District Attorney Clarence F. Lea of Sonoma county.

NEW CLEW MAY SOLVE MYSTERY

Four Men Say Murdered Girl Was San Francisco Domestic

Continued from Page 1 military dress with black braid—such being the dress worn by the murdered girl.

"When the boarding house broke up last April," he said, "she told me she was going to the country. Foreman said the same thing. Foreman was an exceptionally big man, weighing about 250 pounds, over 6 feet tall, tremendously strong and had the half of one finger missing. I think if I could see the watch found on Mount Tamalpais I could definitely say whether it was the same as that worn by Miss Jensen. The dress and bracelet I remember perfectly and the rest of the description tallies with the description of the girl."

James Westhall made the same statement. None of these men had seen each other since they separated a year ago, when the boarding house broke up. Where Foreman is now none of them knew.

BELIEVES WOMAN WAS MURDERED LAST JUNE

[Special Dispatch to The Call] SAN RAFAEL, Feb. 10.—That the girl who was murdered on Mt. Tamalpais came from San Francisco and met her death early in June of last year is the belief now held by Sheriff Taylor. From information which he received from the police of San Francisco yesterday, Taylor said he had followed up the various phases of the case, but a witness has escaped. They have followed up the questions of counsel with others going directly to the point and in many instances clearing up doubtful phases of the situation.

The case will be continued this morning. It was definitely announced today that Captain Conboy would take the stand in his own behalf. There were some doubts as to this at the beginning of the trial, but as the proceedings progressed it was generally understood that he would be a witness.

MAGAZINE WRITER IS MARRIED IN SOUTH

Miss Gwendolen Overton Becomes Mrs. M. Wilkinson [Special Dispatch to The Call] LOS ANGELES, Feb. 10.—Miss Gwendolen Overton, magazine writer and novelist, daughter of the late Captain Gilbert E. Overton of the United States army, was married at St. Paul's cathedral today to Melville Wilkinson.

The marriage service was read by Rt. Rev. Joseph H. Johnson, bishop of the Episcopal diocese of Los Angeles. The wedding was attended only by close friends and relatives.

GRAND JURY TO TAKE UP CHARGE OF FRAUD

Marin Inquisitors Will Look Into Mrs. Wolff's Accusation [Special Dispatch to The Call] SAN RAFAEL, Feb. 10.—Senator E. B. Martinelli said today that there is a probability that the case of Mrs. Johanna Wolff, who alleges that she has been defrauded of \$30,000 worth of property by M. T. Michaels, will be brought before the grand jury. Summons have been issued for Michaels and his wife and for Hugh O'Neill, one of the two San Francisco attorneys, who, according to the complaint, induced Mrs. Wolff to mortgage her property to them for \$30,000 without consideration, and to give her a \$100,000 hotel company and give her stock as security.

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Son of Late Incumbent Given Plum by Supervisors [Special Dispatch to The Call] SACRAMENTO, Feb. 10.—Under Sheriff Edward E. Reese was named by the supervisors today as sheriff of Sacramento county, to succeed his father, the late David Reese.

POSTMASTERS APPOINTED

Washington, Feb. 10.—California postmasters have been appointed as follows: Charter Oak, Los Angeles county, Harry S. Hart; Fort Resigned; Parlier, Fresno county, John F. Parlier; E. N. Parlier, resigned; Stone Canon, Monterey county, Hood McKay, vice E. M. Clark, resigned.

ACCUSED OF KILLING INDIAN IN QUARREL

VISALIA, Feb. 10.—Accused of the killing of an Indian known as Four Bits at Drum Valley in the northern part of the county last night, Charles Clark was brought to the county jail here this afternoon. The Indian, with a number of others, had been drinking. During a quarrel he was shot, the load of shot entering his stomach.

PILES CURED IN 6 TO 14 DAYS

Painful, Itching, Bleeding or Protruding Piles or Hemorrhoids. 50c. ACCUSED OF EMBEZZLEMENT—Ben Gordon, 37 Battery street, obtained a warrant yesterday for the arrest of a man in a charge of embezzling \$400 worth of goods.

FICKERT CHARGES WHOLESALE TRADING

Declares Two More Conboy Witnesses Will Be Arrested for Perjury

Cigar Clerk Blumberg Taken Into Custody and Released on Bail

Continued from Page 1 was advancing toward him. "I don't mean you," Conboy said. "I mean the other fellow. Keep off, now. You go about your own business."

"Lagan did not halt, but kept on approaching. I heard him say: 'I don't care whether you meant me or not. I am going to tear your head off.' As he advanced he started to take off his coat. At this point Conboy called out: 'Stand back or I'll shoot.'

"Lagan refused to halt and continued toward Conboy. The latter then fired two shots in rapid succession. Neither of them seemed to take effect for Lagan continued to advance toward him and then Conboy fired again."

On cross examination the witness stuck to his story. He was particularly positive about Lagan drawing off his coat, saying he could see his white sleeve. He was asked if he made any statements to Detective Sergeant Murphy and though he replied in the affirmative he denied that he made some of the statements attributed to him in Murphy's report. He declared that Conboy was under the influence of liquor, but in perfect control of himself.

FOUR POLICEMEN TESTIFY

The policemen who testified were Louis H. Nye, Morris O'Dowd, Charles Gullivan and E. W. Hearn. All of them were on the scene shortly before or after the shooting.

One of the peculiar features of the day before, saying he had taken the revolver from Conboy's hip pocket. O'Dowd said he attended to Lagan, who was lying on the sidewalk with his coat off. Hearn said he was attracted to the spot by the shooting and said he found Conboy leaning against the lamp post, ordering the crowd back. He denied that he was waving a revolver.

LEAVES LONDON EMBASSY FOR JOB IN WASHINGTON

Hugh S. Gibson to Be Private Secretary to Wilson WASHINGTON, Feb. 10.—Hugh S. Gibson, California, second secretary of the United States embassy in London, has been transferred to the state department and appointed private secretary to Assistant Secretary Wilson.

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ONE THOUSAND DOLLARS REWARD

The Call will pay a reward of one thousand dollars (\$1,000) for exclusive information that will lead to the identity of the woman murdered on Mount Tamalpais, the apprehension of her murderer or murderers and his or their conviction.

Clews to the identity of the victim of the Tamalpais tragedy may be seen in a window of The Call's business office. TO J. E. Terms satisfactory. Please call at the editorial rooms of this office.

HEARING OF BANKER HAYS MEETS DELAY

Continuances Ordered Upon Charges Involving Irregular Financial Transaction Receiver Attempts to Block Threatened Unloading of Foreclosed Securities

When the case of William C. Hays, banker, charged with violating the banking laws by overdrawing his account to the extent of \$1,200 while manager of the State savings and commercial bank, was called before Police Judge Shortall yesterday, Assistant District Attorney Oppenheimer asked for a continuance, as Alden Anderson, state superintendent of banks, the principal witness for the prosecution, was ill. Attorney Joseph H. Jordan, for the defendant, insisted upon an immediate hearing, but the judge gave Oppenheimer until today to make a legal showing.

In Judge Conlan's court, when the case against Hays charging him with obtaining \$1,000 by false pretenses in connection with a bank at Elmhurst from Adolph M. Tiedemann, saloon keeper, was called, the judge said that, owing to his congested calendar, he would have to continue the case until February 18.

Jordan made a formal objection to an immediate hearing so that he could return to Memphis. The judge ordered Hays into custody, saying that he would continue the case until the afternoon and increase the defendant's bonds. Later, at Jordan's request, and with the consent of Attorney Keane, for the complaining witness, the case was continued until February 17, the order placing Hays under arrest being withdrawn.

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D. A. R. CHAPTERS OF STATE CLASH

Southern California Organizations Protest Against San Francisco Meeting

Will Hold Separate Convention and Make Nominations if Complaint Is Not Heeded

LOS ANGELES, Feb. 10.—Southern California chapter, Daughters of the American Revolution, sent messages to their sisters in the north today, embodying a strong protest against the proposed action of the latter in calling a meeting to be held in San Francisco Saturday to nominate a state regent and state vice regent.

It was decided at a meeting of southern California representatives to proceed with plans for the annual state conference to be held in Los Angeles, beginning Thursday. No attempt will be made by the southern women to attend the San Francisco meeting and any action taken by the northern delegates, it is said, will be held to be illegal.

At the annual conference the southern California delegates will ballot for regent and vice regent and the names of their candidates will be sent to Washington independently of the northern choice should the protest sent today be ignored.

An attempt will be made during the conference here to revise the by-laws with the object of doing away with the state advisory board altogether.

Programs for the Los Angeles conference prepared by the northern representatives were received today.

EXPLODING BOILER KILLS SIX

MICH. Feb. 10.—While a score of workmen were warming themselves in the boiler room of "Princing's sawmill at Crump today, waiting for the whistle to start the day's work, the boiler exploded, instantly killing six of the men and injuring all the others. The mill was wrecked.

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"There's a Reason." POSTUM CEREAL COMPANY, LTD. Battle Creek, Mich.

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