

CHIEF JUSTICE FULLER FAIR CHIEF OF SUPREME COURT

Death of Fuller Gives Taft Opportunity to Carry Out His Plans

Public Announcement Is Delayed, Although Plans Have Been Revealed

Justice. Legal provision is made for the temporary succession, the statute specifying the senior associate justice as the one to preside when a vacancy occurs pending the appointment of a new chief justice.

Death Was Unexpected

BAR HARBOR, July 4.—The death of the chief justice was entirely unexpected, as he had been in apparently good health lately, and there had been no premonitory symptoms of any kind of trouble. Yesterday he attended church as usual and when he retired last night he was to all appearances in his customary health.

Death came about 6 o'clock this morning. His daughter, Mrs. Nathaniel Francis, and Rev. James E. Freeman, who was a guest of Justice Fuller at his Sorrento cottage, Main street, were with the jurist when he died.

For many years the chief justice had spent his summers at Sorrento, a summer colony located on Frenchman's bay, five miles from Bar Harbor. The chief justice felt it soon after daylight, and the members of the household were summoned and doctors were sent for. Nothing could be done to avert death, however, and Justice Fuller died in the arms of Mrs. Francis. Her daughter, Miss Aubrey, also was present.

It was announced during the day that shape funeral services will be held in the chapel at Sorrento Wednesday, and the body will be taken to Chicago for interment.

Mrs. Fuller, wife of the chief justice, died of heart failure in this same cottage last August.

Third in Length of Service

WASHINGTON, July 4.—To Chief Justice Fuller fell the honor of third rank for length of service as presiding judge in the highest tribunal of the American government. For 22 years he was chief justice of the supreme court of the United States, but Chief Justice Marshall presided over the court for 34 years, and Chief Justice Taney for 28 years. With the future rests the determination of his rank among the eight chief justices of history for ability and accomplishments.

Before Grover Cleveland sent his name to the senate on April 30, 1888, for confirmation as chief justice, he was practically unknown except to members of the legal profession. In Maine, where he was born on February 11, 1833, he had been known as a well behaved, rather scholarly lad. He had gone to Bowdoin college and, incidentally, there won most of the prizes for eloquence. He had gone down to Harvard law school for one year.

Politician and Editor

Finally he blossomed forth as a full fledged lawyer and politician of a high order in his native city of Augusta. He became an associate editor of a democratic paper called The Age and about the same time was elected president of the city council and city solicitor. Soon thereafter he left Maine for the greater opportunities of life in Chicago.

From 1856 to 1888 he lived in Chicago, but at its little city of Aurora, he had his immediate circle of friends and associates at the bar until he undertook the defense of Bishop Henry on a charge of heresy. His knowledge of ecclesiastical history and procedure astonished those who conducted the case and his argument of the cause of the bishop before the supreme court of Illinois is referred to still as a forensic effort seldom, if ever, surpassed in that court.

Maine Boy Accomplishes Much

The Maine boy who had "gone west" accomplished much, however, notwithstanding his little city of Aurora. He had the foundations for a deep understanding of the commercial laws of the country and along this line he had performed services for clients that was estimated at \$30,000. These accomplishments led the republican senators from Illinois to urge on the democratic president the appointment of Fuller as the successor of Chief Justice Waite.

The nomination of Fuller, then 55 years old, was followed by a memorable contest in the senate. The judiciary committee with its republican majority, to which the nomination was sent April 20, held up the appointment until July 20. Then the committee reported it to the senate "without recommendation."

Opposition in Senate

For three hours that body debated in executive session whether to confirm or reject the nomination. The attack on Fuller was led by Senators Edmunds, Everts and Stewart. Senators Cullum and Parwell defended him. The reports that he had been a "copperhead" during the civil war and that he did not possess the requisite ability as a lawyer were gone over.

Daughter Goes East

TACOMA, July 4.—Mr. and Mrs. Hugh C. Wallace, the latter the daughter of Chief Justice Fuller, will leave tonight for Chicago to attend the funeral of the chief justice. They will be accompanied by their son, Melville.

TWO MINERS FALL TO DEATH IN DEEP SHAFT

Couple Dashed to Death When Vertical Lift Breaks

NEVADA CITY, July 4.—Two men lost their lives yesterday in shaft No. 4 of the Alaska mine by the breaking of a brake on the vertical lift.

Jurist Like Mark Twain

Probably Mark Twain resemble, the chief justice in physical appearance more than any other man of prominence in recent years. Frequently the humorist was mistaken for the jurist. One day a young woman accosted Mark Twain in the street and, with the apology that she had never seen the chief justice before, asked for his autograph.

FIRE DESTROYS PATTERN HOUSE AT ANGELS CAMP

STOCKTON, July 4.—Word was received today from Angels Camp to the effect that the pattern house of the Angels iron works were destroyed by fire Saturday night. Patterns held in stock for years and of great value were ruined. The loss is estimated from \$75,000 to \$100,000.

GEORGE DAVIS SCORES ULTRA CONSERVATISM

Fourth of July Orator Answers W. F. Herrin's Address to Oregon Students

Continued From Page 1

st the mischief-producing power of public excitement. The danger of the demagogue and his newspaper is dwelt upon. All this is made the basis of admonition against swift, short-cut changes, which, to a certain extent, undo our governmental system of checks and balances. In short, we are warned not to damage our country by passing laws which we cannot pass nor mutilate our charters when we put out on a political sea.

Constitution's Makeshifts

All this is true and timely, as an aid to legitimate conservatism and as a tonic to political sanity, and as such it is deserving of praise. If the fool who rush in where angels fear to tread are beginning to multiply the public should be warned. We should not give away the legacies of the ages. But in the long run, after the makeshifts of government. They have no peculiar sanctity in themselves, and the changes are but makeshifts of government. They have no peculiar sanctity in themselves, and the changes are but makeshifts of government. They have no peculiar sanctity in themselves, and the changes are but makeshifts of government.

Result of Abuses

The tendency to imputation rests on the constitution and charters, the chief justice said. If you will, has not arisen out of a mere intellectual restlessness of academic thirst for novelty. It has

what he thought of Twain for playing that little joke on him. Chief Justice Fuller reflected to a great extent his research into literature by the style of his opinions and addresses. In earlier days, after going on the bench, he wrote some poetry and now and then japed on poetical touches in his opinions from the bench.

Sample of Judgment

One of the best illustrations of this was the opinion he handed down in the case of Hammond vs. Hopkins. He concluded his opinion by saying: "In all cases where actual fraud is not made out, but the imputation rests on conjecture where the seal of death is involved and lapse of time has impaired the recollection of the facts, and the determination of the welfare of society demands the rigid enforcement of the rule of diligence. The hour glass must supply the place of the scales, and rights must be remitted to the repose from which they should not have been aroused."

Some Famous Decisions

Chief Justice Fuller left an indelible stamp on the law of the country. Among his most famous opinions were the following: The income tax decisions, in which the law was held to be unconstitutional. The Danbury hat case, in which labor unions were held to be amenable to the Sherman anti-trust law.

Two Men Hanged and Third Narrowly Escapes Death

CHARLESTON, Mo., July 4.—A third lynching within 24 hours was threatened here this afternoon, when a negro whose name was not learned, was captured by a crowd of citizens after he is said to have used rough language in addressing a white woman. The negro's captors investigated his case and decided his offense did not justify another lynching. He was allowed to go.

NEGROES FLEE AFTER LYNCHINGS

ATLANTA, Ga., July 4.—Rioting started here soon after the result of the fight became known. Many negroes were chased by the crowds.

Girl Loses Three Fingers

OAKLAND, July 4.—Esther Lawler, the 9-year-old daughter of W. Leavelle of 3832 Twenty-fifth street, San Francisco, will be maimed for life as the result of the explosion of several big dynamite torpedoes in her left hand this afternoon.

Another Couple Visit Metropolitan for Wedding

SANTA ROSA, July 4.—Three weddings of local interest have been celebrated in the last week at other places, one being in San Francisco and two in Oakland.

SANTA ROSA GIRLS ARE MARRIED IN OAKLAND

Miss Minerva V. Cozad became the wife of Principal V. Rossiter of the Fremont high school of Oakland. Miss Alice M. Floyd, daughter of Mrs. M. E. Floyd and a popular teacher in Sonoma county, is now Mrs. George J. Freuchartz.

FOR EVERY ILL THERE IS A CAUSE

Persons who at middle age should feel the full strength and energy of youth are often rheumatic, nervous, irritable and inclined to worry too much. There are spells of utter weariness, life is made miserable by constant lameness and dull backache and sleep is disturbed with pain and distressing urinary disorders. You have tried to shake this off and wonder why you can't. Probably you have missed the hidden cause—sick kidneys. Prompt treatment with Doan's Kidney Pills would right things quickly. Kidney weakness the kidneys and something must be done to stimulate the little filters of the blood—to keep them working as they should. Every day of your life the blood gathers up a dangerous amount of uric poison, and if the kidneys do not pass it all off with the urine there is bound to be serious trouble. Uric acid weights the blood, clogs the circulation, weakens the heart, dulls the brain, irritates the nerves and forms little jagged crystals in the muscles and joints that cause acute pain when these parts are moved. These pains you know as sciatica, rheumatism,

But Many Tired, Rheumatic, Nervous People Don't Know How to Find It

lumbago, gout or neuralgia, according to what organ it occurs. Uric acid grains are seen as sediment in the urine. Passages become irregular, scanty and painful. Night calls annoy and weary you. Bloating occurs in time, agonizing attacks of gravel, and there is danger of running into dropsy, stone in the kidney, diabetes or Bright's disease. Don't allow the kidney trouble to get worse. Start using Doan's Kidney Pills, which have cured thousands and must surely help you.

SAN FRANCISCO PROOF

Mrs. Johanna Wilke, 60 Clipper st., San Francisco, Cal., says: "Doan's Kidney Pills have done me a great benefit and I recommend them to any one suffering from kidney trouble. My husband's condition has not cured me completely, but he has brought such great benefit that I am in a position to endorse it. For a long time I suffered from rheumatism and occasionally I passed gravel. After I had taken Doan's Kidney Pills a short time, I was cured of the rheumatism and other symptoms of my trouble disappeared. I have had slight recurrences at a pain in my back, but a few doses of Doan's Kidney Pills, procured at the Swan Drug Co., have always brought relief. This preparation has certainly worked wonders in my case."

DOAN'S KIDNEY PILLS

Sold by all dealers. Price 50 cents. FOSTER-MILBURN CO., Buffalo, N.Y., Proprietors.

RUNAWAY STREWS SIX UPON STREET

Expanding Torpedo Frightens Horse and Breaks Up Outing of Family

Toy Cannon and Stray Bullet Send Victims to Hospital While Caps Burn Boy

Frightened by an exploding torpedo discharged in celebration of the fourth, a horse drawing a surrey containing John Pope and his wife of 349 Precita avenue, their 5 year old daughter and three nephews and nieces, all less than 13 years of age, ran away at the corner of Precita avenue and Folsom street.

The runaway was stopped at the corner of Twenty-third street after the human contents had been scattered along Folsom street from Precita avenue to Twenty-third street. Pope and his wife were the only ones hurt. They were thrown out, the woman clinging to her little girl, when the horse first started to run. Two of the remaining three children were thrown out before Nineteenth street was reached, and at Twentieth street the last one, the 13 year old girl, was bounced from the seat, where she was making desperate efforts to remain.

Pope and his wife were treated at the Mission emergency hospital for cuts and bruises and then taken to their home.

TOY CANNON EXPLODES

Joseph Kloubcar, a patriotic lad of 13 years, was celebrating the fourth with a number of other young people in the neighborhood of his home at 2212 Twenty-second street yesterday morning. They purchased a toy cannon and were engaged in loading it when it went off, discharging some of the hard wadding against Kloubcar's left thigh and hand, seriously injuring him. He was taken to the Mission emergency hospital and then sent to his home.

HIT BY STRAY BULLET

Mrs. L. Gannon, 181 Russ street, while walking along Folsom street near Sixth with her daughter shortly after 1 o'clock yesterday afternoon, was struck in the temple by a stray 32 caliber bullet that came from the direction of Columbia square. She fell and was picked up by two men who were walking behind her and taken to a drug store at Howard and Sixth streets, bleeding profusely. The wound, which was only superficial, was dressed and she was taken home in a patrol wagon. Detective Farrell was detailed on the case, but was unable to find any trace of the person who fired the shot.

CAPS BURN POCKET

Carl Ceiger of 2607 Larkin street was painfully burned yesterday as the result of an explosion of paper caps in his trousers pocket. Carl is 6 years of age. He was walking with his uncle in the vicinity of Port Mason. In his pocket were a dime worth of paper caps and the fingers of his left hand were fondling these supposedly harmless playthings, when he suddenly let out a yell as he withdrew a blackened hand from a blazing pocket. His uncle extinguished the fire and took Carl to the harbor hospital, where the burned fingers were dressed.

Girl Loses Three Fingers

OAKLAND, July 4.—Esther Lawler, the 9-year-old daughter of W. Leavelle of 3832 Twenty-fifth street, San Francisco, will be maimed for life as the result of the explosion of several big dynamite torpedoes in her left hand this afternoon.

Chinese in Portsmouth Square

Almost the entire population of the Chinese quarter and a large number of Caucasian residents of the northern part of the city witnessed the display of fireworks in Portsmouth square last night. For more than an hour the old plaza was illuminated with colored fire, while sparks flew, bombs exploded and rockets shot skyward for the entertainment of the crowd, which was formed in a hollow square around the park. Everything went along smoothly and there was not one hurt or finger in the crowd at the end of the display.

Dazzling Display in Mission

More than 15,000 people crowded the sloping sward of the park last night to participate in the closing celebration of the fourth of July. Dazzling displays of fireworks, lighting up and raking the sky, kept the immense throng in constant wonder and evoked cries of admiration. Promptly at 8:30 the fiery exhibition began. On the terraced crest of the hill, opposite the Youth's directory, rows of combination fireworks and set pieces of marvellous pattern took like a fortress. A cordon of police kept the hill clear of the crowds. In the foreground a band rendered stirring patriotic music. The fourth of July spirit was everywhere and broke out in song and whistling when the band played "Dixie" or "The Star Spangled Banner."

Flower Pots Belched forth flame, rockets streaked across the sky to burst in a rain of fire, red fire made the scene light as day with a lurid glare and sheet fire poured down in imitation of a waterfall in what will go down in the Mission district as the greatest celebration ever held.

SAVING TIME BY TELEPHONE

WHEN a man feels the necessity of being in two places at the same time he goes to the nearest telephone and sends his voice. It is not exactly the same thing, but when a man talks hundreds of miles in opposite directions from the same Bell Telephone, it is about as good. In the daily use of the telephone a man travels all over town by wire in a few minutes. It is just as easy to travel all over the state and other states by means of the universal Long Distance Service of the Bell System.

Pacific Telephone and Telegraph Company

Every Bell Telephone is the Center of the System

EXPLODING TORPEDO ROCKETS AND SET PIECES SHED

Halo Over City Until Past Midnight Hour

Displays in Various Sections Draw Great Crowds of Animated Spectators

The sky above Union square last night was a blaze of green and red and gold glory, roman candles and rockets, Catherine wheels and bombs, showers and the thousand and one other inventions that go to make the fourth gloriously spectacular, lighting up the scene and attracting thousands of people downtown for two or three hours.

The benches and lawns of the square were filled with animated spectators, the streets and the cornice of the St. Francis hotel were lined with people, and from nearly every building that faces the square more lovers of the glare and the flare, the colors and the lights, leaned on the window sills and watched the progress of events. And from San Hill and other vantage circles looking down into the square still other crowds were collected to do honor to the occasion. The roof of the St. Francis was given over mainly to the guests of the hotel, and they really enjoyed the best view of all, as their height commanded a view of the city and the answering beacons of red and yellow from the remote places, where the city was sending off still other fireworks under its auspices.

The glitter of falling stars, the brilliance of golden sunbursts and the myriads of red and yellow, purple and green, pink and orange balls and circles and snakes and wriggles made the night end in a glorious memory, but until long after the last rocket was fired the crowd still lingered in Union square watching the fourth out.

Columbia Square Display

Fully 2,500 residents of the district bounded by Eighth, Fifth, Brannan and Mission streets witnessed the pyrotechnic display and attended the concert in Columbia square last evening. The affair was a genuine treat, especially to the children, and hundreds of the little ones gathered around the music and danced and sang their familiar airs.

The display of fireworks did not commence until shortly after 8 o'clock. The firing of several large cannon shells changed the center of attraction from the music stand to the fireworks, and in less than two minutes the throng gathered around to watch the roman candles, bombs and set pieces.

There were the old familiar pieces, George Washington, the American flag, "Good Night" and the pinwheels. A new set piece in the form of a waterfall in a set of last night's pattern was pronounced the prettiest sight of all. It was close to 9:30 before the last bomb was set off and the "Good Night" was lighted.

Crowd at North Beach

The fireworks display at the North beach playground attracted an immense crowd of spectators last night. Everything ran smoothly and no accidents of any description were recorded to mar the celebration. The fireworks themselves were of a gorgeous nature, among the set pieces those of George Washington, the Stars and Stripes and the falls of Niagara caused the great crowd to go wild with delight and patriotism. The usual rockets, bombs, flying pigeons, cat's paws, whistles, nigger chasers, roman lights and rain of golds all called for rounds of "Ah, Ahs" from the children and gave the little ones great pleasure.

Chinese in Portsmouth Square

Almost the entire population of the Chinese quarter and a large number of Caucasian residents of the northern part of the city witnessed the display of fireworks in Portsmouth square last night. For more than an hour the old plaza was illuminated with colored fire, while sparks flew, bombs exploded and rockets shot skyward for the entertainment of the crowd, which was formed in a hollow square around the park. Everything went along smoothly and there was not one hurt or finger in the crowd at the end of the display.

Dazzling Display in Mission

More than 15,000 people crowded the sloping sward of the park last night to participate in the closing celebration of the fourth of July. Dazzling displays of fireworks, lighting up and raking the sky, kept the immense throng in constant wonder and evoked cries of admiration. Promptly at 8:30 the fiery exhibition began. On the terraced crest of the hill, opposite the Youth's directory, rows of combination fireworks and set pieces of marvellous pattern took like a fortress. A cordon of police kept the hill clear of the crowds. In the foreground a band rendered stirring patriotic music. The fourth of July spirit was everywhere and broke out in song and whistling when the band played "Dixie" or "The Star Spangled Banner."

Flower pots belched forth flame, rockets streaked across the sky to burst in a rain of fire, red fire made the scene light as day with a lurid glare and sheet fire poured down in imitation of a waterfall in what will go down in the Mission district as the greatest celebration ever held.

Adjusting Stock

All Odds and Ends at Less Than One-Half Price

84 ODD TAILORED SUITS Black and Colors, Silk and Satin Lined \$5.00
69 Odd Tailored Suits.....\$7.50
74 Odd Tailored Suits.....\$10.00
95 Odd Tailored Suits.....\$12.50

140 ODD JACKETS \$1.00 and \$1.50

Odd Silk and Satin Dresses

86 Silk and Satin Dresses White and Colors.....\$5.95 and \$7.50
43 Silk Dresses.....\$12.50
20 Worsted Jumper Suits.....\$2.50
15 Broadcloth Jumper Suits.....\$5.00

Long Coats

22 Silk-Rajah Coats.....\$5.95
18 Long Satin Coats.....\$10.00

Silk Petticoats

Still Lower Than Any \$2.15 and \$2.85 Store in Town

Golden Gate

Cloak and Suit House

Market Near Jones

DIRECTORY

LEADING HOTELS

PALACE HOTEL

MUSIC IN COURT
A musical program of unusual excellence and beauty is rendered daily by the orchestra during luncheon, afternoon and evening.

FAIRMONT HOTEL

Largest hotel company in the world. Also operating the palace.

HOTEL TURPIN

Newest and Most Popular Commercial Hotel, 17-19 Powell St. at Market
Six stories of solid comfort; 10 first class eating houses within 1 block. Rates, \$1.50 to \$3 per day; 250 rooms; not a dark room in the house.

HOTEL BELMONT

Sunny, modern rooms, thoroughly clean, 50c day and up; \$2.00 per wk. use private bath, 45c per wk. up, 730 Eddy, Franklin 4200. Take Eddy car from ferry.

HOTEL COLONIAL

Stockton Street Above Sutter San Francisco
American Plan, \$3.00 Day
European Plan, 1.50 Day
A hotel with every modern convenience. Every room connecting with bath.

HOTEL STEWART

Geary Street Above Union Square
European Plan, \$1.50 a day and up
American Plan, \$3.00 a day and up

WHERE TO DINE

FOUNTAIN BEER AND LUNCH HALL

Gore, Corner Market, Kearny and Geary Streets—Downstairs.
We give more for the money than any line of business in S. F., and have done it for 15 years.
Judge for Yourself.
Your choice of one of the following dishes, with a glass of wine, steam or lager beer, buttermilk or cigar, for 5c.
Portion of crab served with two 5c purchases.
Chili con Carne
Mexican Beans
Beef Steaks
Corned Beef Hash
Steamed Clams
9 a. m. to 2 p. m. Parcels checked free for patrons.
MUSIC—GENTLEMEN ONLY.

ODEON CAFE

San Francisco's Leading Restaurant, MARKET AND EDDY STREETS.
Luncheon, Dinner, After Theater Music by GREGG HUSSAR ORCHESTRA.
MODERATE PRICES.
Please Seated 150.

Want to Loan Money? USE CALL WANT ADS

SAVING TIME BY TELEPHONE

WHEN a man feels the necessity of being in two places at the same time he goes to the nearest telephone and sends his voice. It is not exactly the same thing, but when a man talks hundreds of miles in opposite directions from the same Bell Telephone, it is about as good. In the daily use of the telephone a man travels all over town by wire in a few minutes. It is just as easy to travel all over the state and other states by means of the universal Long Distance Service of the Bell System.

Pacific Telephone and Telegraph Company

Every Bell Telephone is the Center of the System