

EXTRA SESSIONS OF THE LEGISLATURE

In the Sacramento and San Joaquin Valleys

MEAT MEN DEMAND CITY INSPECTION

GIRL MARRIES AND ELOPES NEXT DAY

Error in Proposed Constitution Amendment Makes Such Action Necessary

"The Year Ending" Are the Three Words Which Make Article in Disfavor

A special session of the state legislature will probably be called to rectify a clerical error or omission that renders meaningless an important section of one of the senate constitutional amendments to be voted upon at the November election.

A letter setting forth the facts in the case was forwarded to Governor James N. Gillett by the Merchants' exchange yesterday afternoon urging all haste in getting the solons together again as the time for the election is short, while many of the law makers are even now in the throes of their campaign.

The section in which the error appears deals with the taxation of large corporations and would mean an endless amount of litigation were it adopted in its present form. The amendment is an addition to article XIII of constitutional amendment No. 1, and the omission appears in section F.

The amendment specifies how the gross receipts of the corporation taxed are to be computed and is read: "The gross receipts and gross premiums herein mentioned shall be computed for the year ending the 31st day of December prior to the levy of such taxes. In the annual report to be voted upon the words 'the year ending' are omitted.

The error was discovered by Attorney Allen G. Wright. A special conference of persons representing prominent civic and business organizations was called and the letter drawn up to be sent to Governor Gillett. In 1907 a special session was called to correct a similar omission in the San Francisco seawall bond act.

Members of the conference said that enemies of the amendment would seize upon this defect in the amendment to defeat its adoption if it is allowed to go before the people in its present form. The letter follows:

To His Excellency, J. N. Gillett, Governor of the State of California, Eureka, Humboldt county, Cal.—Dear Sir: The Merchants' association of San Francisco has the honor to advise you for some time past constitutional amendment No. 1, providing for the separation of state and local taxation, who are noted upon at the general election in November.

After a thorough consideration of the amendment the board of directors of the association had decided to endorse the measure and recommend the amendment to its members, but in examining the amendment to the constitution, Attorney Allen G. Wright, discovered what appears to be a clerical error in the amendment, which specifies how the gross receipts of the corporation taxed are to be computed.

The gross receipts and gross premiums herein mentioned shall be computed for the year ending the 31st day of December prior to the levy of such taxes. In the annual report to be voted upon the words 'the year ending' are omitted.

It is the opinion that in all probability the court would hold this to be a clerical error, and that it is plain from the history of the amendment and what the intention of the amendment is, and the importance of the amendment, that it is the duty of the legislature to correct the error, and to give the amendment the proper construction to be given the amendment, and to give the amendment the proper construction to be given the amendment, and to give the amendment the proper construction to be given the amendment.

After thoroughly canvassing the matter it was the unanimous sentiment of those present that this error would likely result in a proper expression of the sentiment of the people on the matter of the amendment, and in view of the fact that the matter has been under consideration for six or seven years, and the state has expended a large sum of money in having the matter investigated and in the preparation of an amendment of the constitution to be submitted to the people for ratification, it is thought that no better expenditure of public money could be made than in calling an extra session of the legislature to supply these words, and in view of the fact that the expense of such a session would not exceed \$50,000, and in view of the great saving of money and benefit to the people of the state which will result from the adoption of this amendment, we respectfully request that such a session be held at the earliest practicable moment.

In 1907 a similar omission occurred with respect to the San Francisco seawall bond act, and an extra session was called to supply a line which had been dropped out of the act in copying the printing.

U. S. CIVIL SERVICE TESTS ARE ANNOUNCED

Examinations Will Be Held Here in October

The United States civil service commission announces that the following examinations will be held in San Francisco on the dates indicated:

Assistant in farm accounting, October 19; salaries ranging from \$1,000 to \$1,500 per annum. Assistant draughtsman (male), Panama canal canal section, October 12-15; salaries ranging from \$125 to \$150 per month.

Supervisory draughtsman (male), Panama canal canal section, October 12-15; salaries ranging from \$100 to \$125 per month.

Trainer of wood working and mechanical drawing, Hancock institute, Kansas, October 19; salary \$800 per annum, with quarters.

Practical paper maker, October 19, Madison, Wis.; salary \$1,000 per annum.

Application blanks and further information concerning these petitions may be obtained from the secretary, twelfth civil service district, postoffice building, San Francisco. Applicants are requested to indicate the name of the examination.

DRYDOCK CONTRACTORS ARE PROVED SOLVENT

Receiver for Scofield Company Reports \$2,000 Balance

After having been in the hands of a receiver since January, 1907, the Scofield construction company, which has the contracts for building the drydock at Mare Island, has emerged safely with a \$2,000 bank account.

WIFE FIRES TWICE AT SPOUSE; HISSES

Mrs. Lilly Shearman Makes Target of Divorced Husband in Crowded Hotel

FRESNO, Sept. 19.—Mrs. Lilly Shearman of this city made a deliberate attempt to kill her divorced husband with a revolver this afternoon while the man was standing in front of the Grand Central hotel in the center of Fresno's business section, but her aim was bad.

About a year ago Claude Shearman, the husband, who is a bus driver, secured a divorce, but later went to live with his wife again.

During May last they separated again owing to the alleged violent temper of Mrs. Shearman. Today the man was standing in front of the Grand Central hotel when his wife approached and drew a pistol from the folds of her dress. Shearman took to his heels and ran into an adjacent restaurant. As he passed through one of the hallways Shearman came into view of his wife and the latter fired. The bullet tore its way through the woodwork.

Shearman then ran into the dining room proper, which is a grill to the hotel, and the woman followed him. Brought to bay, Shearman stopped in the midst of a dozen diners and faced his wife. Mrs. Shearman raised her pistol and fired, regardless of the danger to the diners.

The bullet went high and shattered one of the glass doors of the place. Restaurant employes then rushed up and disarmed the woman. Mrs. Shearman was later arrested, but it is said she will be no complaint lodged against her by her husband, and she has accordingly been released from custody and allowed to go home for the present.

QUARRIES WILL COST SANTA CRUZ \$100,000

Portland Cement Company Sets Price on Holdings

[Special Dispatch to The Call] SANTA CRUZ, Sept. 19.—The Portland Cement Company, which controls valuable marl deposits in the city limits, is now willing to dispose of its property to the city for \$100,000, which it claims is a reasonable price.

Crocker, president of the cement company, told the committee sent to interview him that the property originally cost close to \$80,000 and that it would bring the company from one to five million dollars in net profits.

WOMAN TURNS SLEUTH; HAS MEN ARRESTED

Alleges Pair Fleeced Her Husband While Gambling

[Special Dispatch to The Call] CHICO, Sept. 19.—Mrs. William Craig of Stirling City caused the arrest here today of two men, giving their names as John Sontag and Robert Anderson, on charges of gambling. Mrs. Craig alleges the two fleeced her husband out of \$100, \$65 of which belonged to her son, Craig was induced to sit in a game of rough diamond, it is alleged, and was robbed. Mrs. Craig traced the two men to this city and caused their arrest.

SAN JOAQUIN COUNTY TO EXHIBIT IN CHICAGO

Board of Trade Secures Floor Space at Fair

[Special Dispatch to The Call] STOCKTON, Sept. 19.—The San Joaquin county board of trade has secured floor space consisting of 120 square feet for a county display at the Chicago land fair which will be held November 12 to December 4. The board will have on display fresh exhibits of county products. The expenses will amount to about \$300. San Joaquin county literature will be distributed.

STOCKTON WOMAN GETS DIVORCE FOR NEGLECT

Walter E. Steele Allows Case to Go by Default

[Special Dispatch to The Call] STOCKTON, Sept. 19.—Judge C. E. Norton today granted Clara M. Steele an interlocutory decree of divorce from Walter E. Steele. The ground urged was neglect, Steele having allowed the case to go by default. Final decrees were granted Nevada H. McDonald against W. E. McDonald and Lillian E. Herndon against John W. Herndon.

SECTION GANG FINDS S. P. TUNNEL CAVEIN

Crash Is Heard and Possible Wreck Is Avoided

[Special Dispatch to The Call] FLORISTON, Sept. 19.—Timbers in tunnel No. 14, near here, collapsed this morning, and for a time the cavein threatened to trap the Southern Pacific freight train working near the scene.

BOY AVIATOR ESCAPES UNHURT IN SMASHUP

Aeroplane Turns Turtle With Youth at Post

[Special Dispatch to The Call] CHICO, Sept. 19.—Thaddeus Kerns, the boy aviator, escaped injury when his aeroplane turned turtle while making a flight at the speedway Sunday afternoon. The aeroplane was caught by a gust of wind while Kerns was about 100 feet off the ground and turned completely over. Kerns was not hurt, but the machine was damaged.

COMPANY B, SECOND INFANTRY, WEDED OUT

National Guard at Colusa Is Declared Inefficient

SACRAMENTO, Sept. 19.—Orders were issued today by General Adjutant Lauck for the mustering out of Company B, Second Infantry, N. G. C., located at Colusa. The company is commanded by Captain Byron D. Beckwith, and the orders say it has "fallen below the standard in efficiency."

PRETENT CASHIER CONFESSES THEFTS

Girl Says She Robbed Employers to Support Sister; Took \$2,000

[Special Dispatch to The Call] SACRAMENTO, Sept. 19.—Before Chief of Police Ahern, City Attorney Hart and members of the C. P. Nathan company, by whom she was employed, pretty Miss Opal Reid broke down today and confessed to having stolen small sums of money from the firm in her capacity as cashier. She admitted that thefts had been going on for a period of 18 months and it is estimated that she took in all about \$2,000.

The girl's story was told between sobs. She declared that much of the money went toward the support of her sister, Mrs. R. Brooks, whose husband has been out of work.

It was to help Mrs. Brooks deceive her husband into thinking her rich, as he had been told when he married her, that the girl stole, according to her confession.

These assertions Mrs. Brooks denies in so far as reflections on her own actions are concerned. She says she received on an average of \$25 a month from her sister Opal, and some months was given \$40 a month, but says she never asked where the young cashier got the funds, although she knew Opal was making only \$32.50 a month.

The police officers are surprised that the simplicity of the girl's scheme of theft did not cause detection long ago. As cashier and wrapper, she made out a correct receipt for the customer, but erased dollar figures on the duplicate receipt and in this manner held back various sums, the firm getting the "doctored" receipts.

Two things finally led to her detection, the marked decrease of receipts shown in that department of the store and the costly dresses and wearing apparel of the pretty cashier.

A \$15 hat was one of the luxuries and a piano. Four traps in the way of purchases were laid and she changed the receipts on three.

It is believed the firm will refuse to prosecute the girl, who is hardly above her majority.

STOCKTON HAS NEW LINE OPENED TO LINDEN

Supervisors Refuse Franchise Along McKinley Avenue

[Special Dispatch to The Call] STOCKTON, September 19.—The board of supervisors today informed the officials of the San Joaquin Valley electric railway that the company would not be granted a franchise along McKinley avenue.

The company is building an electric line between Stockton and Modesto, and a number of French Camp residents petitioned the railroad to run through the city, which would necessitate the use of McKinley avenue. Morris L. Brackett, vice president of the road, and Engineer E. H. Jeffries said that the road would need a 14 foot right of way for a double track.

Ten miles of roadbed has been graded between French Camp and Manteca section. It is expected that the line will be completed in seven months. It will give Stockton its third interurban line, the other being the Stockton-Jenny Lind road, which inaugurated a passenger service as far as Linden today, and the Central California traction company, which is running electric trains between this city and Sacramento.

SAN GREGORIO FOLK MAY HAVE TO WADE

Supervisors Fail to Hasten the Project for Bridges

[Special Dispatch to The Call] REDWOOD CITY, Sept. 19.—The denizens of the little coastal village of San Gregorio will have to learn the art of their ancestors and become proficient in fording creeks and wading streams if the board of supervisors, which met here today, does not take some action in regard to the construction of certain bridges in that locality.

More than a year ago a contract was awarded to C. Coghlin to build a bridge at San Gregorio, but the work was never done.

Complaint had been made to the supervisors, and today the matter was taken up, but no action was taken.

FISH COMPANY AND POWER PLANT CLASH

Low Cable Prevents Vessels From Entering Waterway

[Special Dispatch to The Call] REDWOOD CITY, Sept. 19.—The Alaska codfish company, which has its drying and packing house on the banks of Redwood creek, has become a thorn in the official side of the Sierra and San Francisco power company, which recently constructed a high tension power line along the bay shore east of this city.

The officials of the fish company declare that the power company has failed to comply with the law regulating the height of the cables, and consequently high masted vessels are unable to enter the waterway over which the wires cross.

The City of Paepete, one of the company's boats, attempted to sail into the creek a few nights ago, but was prevented from doing so by the sag in the cables.

The fish company will take steps to have the power concern remedy the trouble.

BOYS STEAL HORSES TO ROAM FROM HOME

VACAVILLE, Sept. 19.—Alfred Preston, aged 15, and Reuben Viena, aged 12, are in the county jail here on a charge of horse stealing. The two youngsters had planned for some time to roam far from home, and when the opportunity presented itself yesterday, it is said, they stole two huggies, one belonging to a citizen of Vacaville, and the other to a Vacaville rancher.

PASSENGER TRAIN DITCHED—Paso, Sept. 19.—A Rock Island passenger train derailed near Las Tehos last night, all the cars leaving the track and all but the Pullman turning over. The train was headed by Engineer Mrs. J. T. Marsh of Bernardino, Ariz., and Mrs. J. S. Sellers of St. Joseph, Mo., were seriously injured. The accident was due to the soft roadway.

DR. MARTIN WINS LEGAL SKIRMISH

Demurrer of Physician Alleged to Have Caused Wife's Death Is Sustained

FRESNO, Sept. 19.—Dr. J. L. Martin, accused of having caused the death of his wife in this city by neglect, scored in the superior court before Judge Church today when the information in his case was set aside and the demurrer submitted in his behalf by Attorneys Everts and Ewing was sustained.

The action of the court was taken upon the ground that the information, which was drawn up by Police Judge Briggs, before whom the preliminary examination was held, was not sufficiently strong in its legal verbiage to warrant the defendant being brought to trial.

This afternoon Judge Briggs will submit another and more complete information.

SAILORS LEAVE STEAMER AND LAND IN PRISON

Twenty-eight Men Are Charged With Breaking Quarantine

[Special Correspondence of The Call] HONOLULU, Sept. 19.—Twenty-eight members of the crew of the steamer Wilhelmina are in serious trouble here, the result of a spree last night. The Wilhelmina is in port in quarantine with a suspected case of smallpox aboard.

Strict orders were issued by the federal health officers that none of the crew should leave the vessel, in spite of which 23 of them came ashore about 10 o'clock last night, and scattered about the town.

The runaways straggled back all through the night, and were taken to the Oahu jail, where they will be held, isolated, until the period of smallpox incubation has passed. Then they will be arraigned on a charge of breaking quarantine, the extreme penalty being a year in jail.

HAWAII IRRIGATION PLAN INVOLVES ABOUT \$1,000,000

Plantation Manager Wants to Run Ditch Around Island

[Special Correspondence of The Call] HONOLULU, Sept. 19.—An irrigation project involving \$1,000,000 and 90 miles of cement lined ditch, has been launched. It is proposed to carry water for the Pahala and Hutchison plantations half way around the island of Hawaii.

Manager Wolters of the Hutchison plantation, who returned last week from San Francisco, mapped out the scheme in connection with John T. McCrossen, who put through the big Hamakua ditch system.

The plan has been submitted to the governor, as the ditch would have to cross many miles of public land, and he has announced that the plan may be taken up as a government project, to supply homesteaders with water as well as the plantations.

KOREANS DRILL FOR WAR AGAINST JAPAN'S RULE

Plantation Employes Practice Marching in Churchyards

[Special Correspondence of The Call] HONOLULU, Sept. 19.—Advices from the outlying islands are to the effect that the Hawaiian Koreans are drilling, believing that they are to be called upon soon to go against Japan for the relief of their own country.

On Kauai, according to a local paper, Korean officers are drilling squads of plantation Koreans in the plantation churchyards. On the island of Hawaii, along the Hamakua coast, the Koreans are being drilled in the fields.

The local Japanese affect to regard the preparations for war with a great deal of amusement.

LU ET TA SMITH LEAVES HONOLULU FOR HONGKONG

Witness in Burke Case Slips Away Unnoticed

[Special Correspondence of The Call] HONOLULU, Sept. 13.—The police here are searching the city for Mrs. Lu Etta Smith, much wanted as a witness against Doctor Burke of the Burkesanatorium, Santa Rosa, who is charged with attempting to kill her by exploding a charge of dynamite underneath her bed. The San Francisco police called to Sheriff Jarrett that the woman was here. The search has resulted in the information that the woman was in Honolulu some weeks ago, but is supposed to have gone on to Hongkong.

BOY SCOUT MOVEMENT WELCOMED IN HAWAII

[Special Correspondence of The Call] HONOLULU, Sept. 13.—The boy scout movement has struck Hawaii and already two patrols have been organized. The movement has met with a great deal of enthusiastic support, while the presence in the city of Lieutenant Colonel Bullard, U. S. A., is expected to add to the enthusiasm. D. Howard Hitchcock, the artist, is one of the enthusiastic scout advocates, having recently returned from California, where he attended some of the California scout camps and obtained much information on the movement.

ROBERTS ON BENCH—Raton, N. M., Sept. 19. C. J. Roberts today received from President Taft notice of his appointment as associate justice of the supreme court of New Mexico. Roberts is a member of the constitutional convention.

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HERMAN LUCKE, BAR TENDER, MEETS DEATH IN TREACHEROUS SHOAL OF FEATHER RIVER

OROVILLE, Sept. 19.—Herman Lucke, a bar tender of this city, was drowned at 4 o'clock yesterday afternoon in the Feather river while attempting to wade to shore after being stranded by the overturning of a rowboat. Lucke met his death in sight of a companion, Oscar Ehrhitzeth, and scores of persons who had gathered on the banks, after the man had struggled with death in midstream and had managed to land safely on a sandbar. The body was recovered at 7 o'clock by searchers, who dragged the river for hours.

LONG TRIP TO THIS CITY FOR 35 CENTS

Ticket Agent Makes Mistake During Heavy Rush

[Special Dispatch to The Call] VISALIA, Sept. 19.—Cut rate tickets, out with a vengeance, were on sale at the office of the Southern Pacific in this city Saturday night, the little passboards, good for a ride from Visalia to San Francisco and usually selling for \$6.25, being retailed for 35 cents. The ticket agent of the railroad spent the greater part of today attempting to get track of the tickets which he sold at that price.

It was all on account of a circus. To accommodate the crowd which came here from Tulare to attend the show the Southern Pacific granted special rates. In the confusion resulting from the rush, the agent failed to return to Tulare late last night, the agent sold from the wrong pile of tickets, selling to the bay metropolis at the rate to Tulare.

It is probable that a considerable number of the tickets purchased at the cut rate were not offered, some probably hoping to have a long ride for a nominal sum by using them on the trip to San Francisco. Numbers of the tickets sold in error have been posted, however, and they will be promptly taken up if presented.

WOMAN RECALLS VISIT OF LAFAYETTE IN 1825

[Special Dispatch to The Call] STOCKTON, Sept. 19.—Mrs. A. H. Proctor, who lives with her daughter, Mrs. F. J. Patten, at 633 East Church street, celebrated her ninety-first birthday recently. For the last 20 years she has been a resident of this city and her mind is as clear as when she was a young woman.

Mrs. Proctor was born in Billerica, Mass., September 13, 1820. Her grandfather fought seven years in the revolutionary war and her grandmother lived to the age of 92 years.

"I was married in 1840," said Mrs. Proctor. "My husband died 10 years later. I recall Lafayette's visit to America at the time he laid the cornerstone of Bunker hill monument. I was only 5 years of age, but I remember telling my folks that they had the place decorated with flags. I referred to the flags and bunting, I guess.

"I had two sons who served through the civil war. I came west in 1857 by way of the Horn. I lived in California and Nevada and located in Stockton 20 years ago. We have been back home three times since I came to this state."

COAL KING'S DAUGHTER DIVORCES INSANE MAN

Mrs. Grace Seigfried Obtains Decree for Nonsupport

[Special Dispatch to The Call] RENO, Nev., Sept. 19.—Mrs. Grace Seigfried, the daughter of a coal baron of Youngstown, O., was granted a divorce today by Judge Orr from William C. Seigfried on the ground of nonsupport.

The testimony showed that the husband was confined in the insane asylum at Massillon, O., but Mrs. Seigfried swore that her husband had failed to support her since 1903. He was placed under restraint in 1905. The couple were married in Ohio in 1900.

Henry Seigfried, father and guardian of the defendant, was represented by counsel.

SAN MATEO VOTERS TO DECIDE BOND ISSUE

Will Ballot on Question of Public Improvements

[Special Dispatch to The Call] SAN MATEO, Sept. 19.—The voters of San Mateo will decide tomorrow whether or not they desire to incur a bonded indebtedness of \$200,000 for public improvements.

The following seven separate issues will be voted on: For a sewerage system and septicoptic tanks; \$200,000 improved fire protection; \$20,000; bridges; \$32,000; city hall and site; \$60,000; street improvements; \$28,000; improvement of corporation yard; \$4,000, and acquisition of park site; \$20,000.

OBSTINATE PET DOG CAUSES GIRL'S DEATH

Spaniel's Mistress Fractured Skull by Fall From Car

LOS ANGELES, Sept. 19.—Trying to make her dog stay at home and stop following her down town probably cost the life of Miss Charlie Peterson, a dress maker residing at 901 South Flower street.

Miss Peterson was followed today by her pet spaniel, and when it refused to obey her command she stepped off a moving car to make it return home.

In doing so she fell backward and her skull was fractured when she struck the pavement.

TWO SHOPS DESTROYED BY FIRE AT WILLOWS

Plumber's Loss Will Amount to About \$8,000

[Special Dispatch to The Call] WILLOWS, Sept. 19.—Fire destroyed the plumbing shop of Frank McGrohan and the bicycle repair shop of H. A. Prusser this evening. The fire originated from a furnace in the plumbing shop. The loss to the plumber was about \$8,000, insurance \$550; to Prusser about \$300, no insurance.

RICKARD CASE CONTINUED—The case of Tex Rickard, light promoter, charged with illegally exhibiting moving pictures of the Jeffries-Johnson fight, was called in Police Judge Stone's court yesterday and by consent continued till tomorrow for trial.

Miller & Lux Bring Suit to Compel Assignment of Officials to Plant

Declaring that the board of health had neglected to assign inspectors to examine its meats at the slaughtering house at Third street and Railroad avenue, the firm of Miller & Lux filed a petition for a writ of mandate in the superior court yesterday, asking that the officials be compelled to do so, according to the law.

The petition set out that repeated requests had been made of the board of health to assign inspectors to examine and mark the meats at the slaughtering house, but that for some unknown reason the meats were not inspected.

D. J. Murray, a member of the board of health, when asked regarding the matter, declared that there must be some mistake.

"I can not understand," he said, "why such a step should have been taken. The board of health will assign inspectors to examine meats whenever it is notified by a butchering establishment. Inspectors have been assigned to the slaughtering houses of Miller & Lux and ordered to remain on duty from 7 a. m. to 4 p. m. In some instances, where there are federal inspectors, there is no need for city officials, and none are assigned to duty. There is a mistake somewhere, which a little investigation will clear up."

LEG CAUGHT IN BELTING—James Hawkins, a machinist, while at work in a shop at Twelfth and Alabama streets yesterday, had his leg caught in the belting and broken. He was taken to the Mission emergency hospital.

Seventeen Year Old Maid Attempts Suicide; Companion Jailed as Embezzler

SAN DIEGO, Sept. 19.—As the outcome of a hasty marriage and an elopement immediately afterward, George W. Senior, alias Ray Collins, charged with embezzlement, is in jail here to await trial and Mrs. Albert Schwarzwauer, aged 17, is under the care of a physician, having attempted to commit suicide by drinking poison.

A few nights ago Schwarzwauer, Senior and the girl were in a local cafe. Schwarzwauer dared the girl to marry him that night. She assented and the license was issued and the ceremony performed before midnight.

She went to the home of her mother immediately afterward and the next day left for Los Angeles in the company of Senior. Their arrest in that city followed and they were brought back last evening by a San Diego detective.

Shortly before 11 o'clock this morning the fact that Mrs. Schwarzwauer attempted to commit suicide by drinking the contents of a vial of poison became known. The attempt was made early this morning, after a night of brooding over the prospect of being sent to the reform school at Whittier. The police were hurriedly notified by the girl's sister, and a physician arrived in time to save her life. The girl's mother also is under the doctor's care, as a result of an attack of heart failure, following her daughter's attempt at suicide.

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