

TWO JUSTICES SAY GLASS WAS JUDGED FAIRLY

Shaw and Angellotti Hold That Conviction of Telephone Magnate Should Stand

Four Different Opinions Delivered by Seven Jurists, Majority Favoring New Trial

Justices Shaw and Angellotti of the supreme court handed down a dissenting opinion yesterday against the ruling of their colleagues in the Louis Glass case.

In an individual opinion, Justice Sloss held that the judgment of the lower court should be overturned because of evidence of the Oakland operation of the telephone company was admitted by Judge Lawlor.

The decision is peculiar, inasmuch as the seven justices divided into practically four classes. Justices Henshaw, Melvin and Lovgren united in the belief that the case should be remanded on four distinct grounds.

In dissenting from the order of reversal, Justices Shaw and Angellotti reviewed the grounds on which the majority opinion was based and briefly indicated their reasons for failing to concur.

The dissenting opinion, as written by Justice Shaw and concurred in by Justice Angellotti, follows:

I dissent from the judgment of reversal. The evidence of the conversation between the magnate and Glass showed the familiarity of the company and was competent for that purpose, as was fully shown in Justice Hall's opinion.

The refusal to instruct specifically as to the Zimmer episode was fully covered by instructions generally. The misdirection was more a matter of counsel for the prosecution, about which so much is said.

PERJURY CHARGED IN STODDART ESTATE CASE

Two Women Claim to Be Widow of Medical Specialist

The contest between the two women, each of whom claims to be the widow of Archibald S. Stoddart, medical specialist and proprietor of the Liebig institute, who died August 25, 1910, was advanced a stage yesterday.

TWO REGENTS' MEETINGS ARE MADE INTO ONE

So that university degrees may be conferred upon graduates without two meetings of the regents during December, Governor Gillett has directed that an adjourned meeting of the regents be called for December 22, to take the place of the regular meeting December 12.

Actor-Folk to Aid Man Behind Scenes

Some of those who will be seen at the theatrical mechanics' benefit.



LITTLE ALMA TUCHER, THURSTON HALL AND HENRY PATRICK

MONSTER PROGRAM AT BENEFIT TODAY

Theatrical Mechanics' Association to Give Seventeenth Annual Performance

Actors and actresses from nearly every theater in San Francisco will participate in the benefit performance to be given this afternoon at the Princess.

The association has extended its usefulness over an expansive field. It has been of service alike to those who appear before the curtain and those who do the unseen work behind the wings.

From the Columbia, Harry C. Brown, leading man of the Lillian Russell company, will put on an interesting sketch; De Wolf Hopper will be present from the Savoy; the Princess will contribute the first act of "Mrs. Wiggs of the Cabbage Patch"; the Max Dill company of the Garrick will be represented by Miss Lora Lieb and Beatrice Michels-Middleton in vocal selections; Elizabeth Stewart, Charles Gunn and Isaac Dillon of the Alcazar will present the first act of "The Taming of the Shrew"; Paul Gerson, Howard Hoxman, Bessie Barriscale, Thurston Hall and Roy Neill will be seen in various sketches; and

Prof. L. Kroeber, department of anthropology, University of California, this evening, under the auspices of the San Francisco materialists' association, at its new quarters, Franklin hall, 1881 Fillmore street near Rush.

Without seeing A. Andrews' Diamond Palace would be like visiting Europe without seeing Paris. It is the most magnificent jewelry store in the world. Visitors welcome. 50 Kearny st. Open 8 a.m. to 5:30 p.m. Established 1850.

SEMI-ANNUAL SECTION SALE FURNITURE CARPETS RUGS DRAPERIES

We inventory during the month of December. Before doing so we aim to reduce our stock. The best way to do this is by offering the public values and prices that are irresistible.

Every Article Is Reduced at Least 10 Per Cent, and From That to 33 1/3 Per Cent

Table with 5 columns: THERE IS A DISCOUNT SECTION, 33 1/3%, 25%, 20%, 15%, 10%

Conditions Prevailing During This Sale. No goods will be set aside for future delivery. No exchanges. None sent on approval. None taken back.

D. N. WALTER & E. CO. STOCKTON AND O'FARRELL STS. Since 1858

FRAUD DISCOVERED IN U. S. WAREHOUSE

Eighty Barrels of Pure Alcohol Are Replaced With Spring Valley's Best

Special Treasury Agents Discover Shortage Amounting to \$5,156

The United States government has been deprived of \$5,156 revenue through the frauds which have been perpetrated during the last year in the Haslett bonded warehouse of this city by the substitution of 80 barrels of water for an equal number of pure alcohol.

Special Agents of the Treasury Department and Tidwell completed their report yesterday, showing that there had been removed from the warehouse surreptitiously 3,593 gallons.

When seen yesterday Percy E. Haslett of the warehouse company said that it was probable the sum demanded by the government would be paid without protest, as if the amount of alcohol slipped out of the warehouse corresponds with the figures of the treasury agents, there is no use opposing the officials.

Robert H. Swayne, one of the sureties of the warehouse company, was of the same mind as Percy Haslett, and says the government would find no difficulty in collecting whatever it had lost through frauds, and that as far as he personally was concerned, he felt payment to customs officials should be made without dispute.

It was early in October that a government inspector for inspecting to suction out liquid from a barrel supposed to contain pure alcohol discovered that his testing cup held water.

The warehouse was closed down at once, and the special agents took charge. In a short while they learned that barrels of alcohol in all parts of the building had been tampered with.

No criminal proceedings against those in charge of the warehouse or those responsible for the frauds have been undertaken, and probably will not, unless it is specially ordered from Washington, D. C., the local officials contenting themselves with the dismissal of O'Connell and the collection of the duties which should have been paid.

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NATIVE SONS ENTERTAIN—El Capitán parlor of the Native Sons entertained its members and friends at a dance Wednesday night in Golden Gate Commandery hall under the direction of David Kron, the president; J. Hann H. Blumenthal, H. Cain, S. F. Solley, Leo Kahn and W. Bassett.

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W. T. HESS, Notary Public

ROOM 1112, CALL BUILDING. At residence, 1460 Page street, between 7 p. m. and 8 p. m. Residence telephone Park 2197.

INDEPENDENT FISH DEALER

A. PALIDINI, 540-544 Clay Street. Established 1870. Our store open to all. Member of no trust. As during the last 40 years, I shall continue to sell fresh fish to all dealers and consumers at reasonable prices.

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MARKS BROS.—831 MARKET STREET—OPEN EVERY SATURDAY NIGHT

Friday and Saturday \$6.00 Black Caracul Coats

SOME very cute little black Caracul Coats for children 4 to 6 years; quilted linings and pearl buttons. Our regular \$6.00 line for the two days only \$4.95 each.

Friday and Saturday Children's \$3.50 Beaver Hats

ARIDICULOUSLY low price for a long hair, best quality Beaver Hat. These come in round and square crowns, from the mushroom style to the wide brims. Various colors. Biggest value offered yet, at but \$2.00 each.

Friday and Saturday Children's \$2.50 Fur Sets

YOU couldn't buy anything that would please a little girl more than one of these dainty white Ermine Sets. A good shape collar and muff, with brocaded linings. Worth \$2.50 each. Today and Saturday, only, \$1.75.

Friday and Saturday Children's \$1.25 75c Sweaters

GOOD, long, very heavy yarn. Sweaters with two pockets, in solid colors or combinations; fine, closely knitted sweaters, in all sizes up to 6 years. Special Today and Saturday at 75c each.

Bring the Children to See Old Santa Claus

Free Box of Candy. Free box of candy for every child who visits Santa Claus, accompanied by parent or guardian.

Friday and Saturday Sale of Children's Dresses

Sizes 6 to 14 Years. TWO big special purchases of Girls' All-wool Dresses are offered for two days, if quantity lasts, at savings of more than one-third.

Friday and Saturday \$5.95 for \$10 Sailor Dresses

Of all wool navy blue serge; blouse with double yokes, emblems and Hercules braid trimming; full pleated skirts; all sizes, 6 to 14, at only, \$5.95 each.

Friday and Saturday \$4.50 for \$8 Serge Dresses

Six very pretty styles in navy, garnet or brown; trimmed with braids and buttons. All sizes, 6 to 14 years. Special, Today, \$4.50 each.

Friday and Saturday Women's 50c Lisle Hose 3 pairs \$1

A SPLENDID quality of fast black, medium weight Lisle Hose, with double garter tops, heels and toes, put up in neat box for the holiday trade. Special, Today and Saturday, 3 pairs for \$1.00.

Friday and Saturday Infants' 65c Crib Blankets

BIG new shipment. Come early and secure some for Holiday Gifts. Pink and blue, in a great variety of attractive animal designs. And only 39c each Today and Saturday.

Friday and Saturday Special Sale of Middy Blouses

A LARGE special purchase of the popular Middy Blouses for young girls, in many styles, too numerous to mention, on sale Friday and Saturday, 98c to \$3 each.

Friday and Saturday \$1.50 Eiderdown Dressing Sacques 98c

VERY special for the two days, pretty red and gray Eiderdown Sacques, finished with crocheted border, at only 98c each. See these bargains.

MARKS BROS.—831 MARKET STREET—OPEN EVERY SATURDAY NIGHT. Friday and Saturday \$6.00 Black Caracul Coats. SOME very cute little black Caracul Coats for children 4 to 6 years; quilted linings and pearl buttons. Our regular \$6.00 line for the two days only \$4.95 each.

Are you worrying over Santa Claus problems? Better see us. We can help you. Like Fancy Vests? Here's your chance to get a peach at about half price, \$3.50, \$4 and \$5 values—\$2.35.

Don't let prejudice stand in the way. Come in and look at the B. B. Special \$2 HATS. Novelty Soft Shirts, French fold cuffs, separate collar, \$1.50 values—\$1.15.

Manhattan Shirts. BROWN BROS. & CO. Slebon Hats. 664-670 Market St. Open Saturday Evenings. Opp. Palace Hotel.

CLOTHES Of the Better Sort For Men and Young Men. The sterling quality of the clothes we sell earns them a passport into the esteem of every man and young man who enjoys looking right in public.

Bring the Children to See Old Santa Claus. Free Box of Candy. Free box of candy for every child who visits Santa Claus, accompanied by parent or guardian.

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