

CONTEST WILL? WAIT, SAYS MRS. MOORE, 'I'M ILL'

Widow Fails to Attend Funeral of Clubman Shot by Chauffeur

Few Friends at Cemetery and Constable Summons Son to Inquest

White winged doves of peace hovered over the ivy grown chapel at the Cypress Lawn cemetery yesterday when the last rites were said over the body of J. J. Moore, but even as the mourners left the little church the hand of the law touched his son with a reminder of the bitter strife that divided the household and brought death on the heels of scandal.

As Jefferson MacLeod Moore, son and heir of the wealthy coal merchant and Pacific Union clubman, departed from the chapel with bowed head he was approached by Constable M. Sheehan of San Mateo and requested a subpoena to appear as a witness at the coroner's inquest tonight over the death of his father.

Mrs. Lillian J. Moore, widow of the clubman, did not attend the funeral, nor did his first wife, Mrs. Irving W. White, the mother of Jefferson Moore.

Illness, Mrs. Moore said, prevented her from being present. She expressed deep interest regarding the details of the funeral services, and was anxious to learn in what manner the last tragic chapter of their marital differences had been enacted. Mrs. Moore will contest the will of her husband, which bequeathed her only \$1 of his \$170,000 estate, appears evident from her remarks after the funeral.

"I am quite ill," she said at her home when informed that the services were over. "You will understand why I could not attend the funeral. I am too ill to leave my home. It is all over now? I am glad that the services were beautiful. As to the will I would rather not discuss it now. Wait until tomorrow, or the next day. I have not decided about a contest. Such thoughts must come later."

William H. Jordan, attorney for Mrs. Moore, was also absent from the funeral. He did not visit his client yesterday nor discuss the case with her.

"We have made no plans," he said last night. "Mrs. Moore has come to no decision regarding a contest of the will. Her health has not permitted a discussion of the case."

The same uncertainty regarding the expected contest of the will was expressed by E. R. McClanahan, one of the attorneys for Moore when the will was drawn. McClanahan, who was one of the few who attended the funeral, said that he knew of no intention on the part of Mrs. Moore to break the terms of the legacy.

Friends were few at the tier of the clubman at the Cypress Lawn cemetery. His son, Jefferson Moore, who inherited the estate with the exception of Mrs. Moore's \$1, was the only near relative in the chapel. He was accompanied by his wife. Several members of the Pacific Union club were present and members of the J. J. Moore company from this city.

There was nothing in the bright sunlight outside nor in the dim religious light in the house of worship, where the casket rested in a lower of plants and flowers, suggest the dramatic manner in which Moore met his death. There was no hint of the revolver duel Saturday night, when Moore was shot by Samuel R. Timothy, the chauffeur.

Rev. W. H. Cambridge, pastor of the Episcopal church of San Mateo, performed the usual burial services of the church. He asked divine comfort for those who grieved for the departed and whose lives had been beset with difficulty and trouble. This was taken by some as a reference to the misfortunes of the Moore household.

Jefferson Moore sat immovable through the impressive rites. Hymns were sung by the Knickerbocker quartet. The Lord's Prayer terminated the ceremonies. The mourners filed slowly past the casket. Grief, no doubt, was there, but it was dry eyed and silent.

Black capped pall bearers of the cemetery bore the casket to the crematory. A few curious men and women stood on the green lawn and watched the procession pass. Flowers had been sent, violets, lilies and white carnations. They lay at the doorway of the chapel, a little group that made but a dot of color amid the surrounding bloom of brighter plants and blossoms.

Perhaps 50 persons attended the services. Many of them were not the friends whom Moore had known best in life. The absence of society women and prominent clubmen was noticeable. It could not be said that Moore had been deserted in death, but there was a pathetic lack of old friends at the funeral.

Mystery, which in many ways has attended the statements and actions of Samuel Timothy, the chauffeur, who is being held in jail at Redwood City for the shooting of Moore, deepened yesterday when he was visited by an unidentified man and woman who arrived in a red automobile from San Francisco. Although the visitors held an extended conversation with Timothy in his cell, neither Sheriff Mansfield nor the jailer know their names or the purpose of their visit.

FIRST WIFE MAY PRESENT CLAIM

[Special Dispatch to The Call]
SAN JOSE, Jan. 31.—Records of the action brought in this county in 1902, when Florence Hastings Moore, his first wife, obtained a divorce from John J. Moore, may be used in the probate courts in San Francisco should the will of the late San Francisco clubman, who was shot Saturday night, be contested by the widow.

An intimation of this was given today when the records on file in the local courts were examined by agents of the first wife, now Mrs. Irving White of Oakland.

Moore was divorced by his first wife, whom he married in Melbourne, Australia, May 10, 1888, in this county April 18, 1902, on the ground of desertion. For three years prior to bringing her suit his wife lived at the Hotel Vendome in this city, and her son, Jefferson MacLeod Moore, who is left his father's estate, then a lad of 14 years, spent most of his time here with her. At that time Moore lived at Fair Oaks near Menlo Park, and at his San Francisco club.

Moore sent his first wife from him and would not live with her, defending his attitude by charging her with undue jealousy. During all this time he provided generously for her, and even after the divorce, it is understood, she remained the beneficiary of a substantial life insurance policy. The divorce papers might be used to prove her claim to this money.

STEEL TARIFF REVISION MAY HIT BIG SNAG

Conservative Senators Opposed to Snap Work on Measure Rushed by House

Government Ownership Bill In- troduced by Victor Berger, Socialist, of Wisconsin

WASHINGTON, Jan. 31.—The democratic steel tariff revision bill passed by the house, with an average reduction of 35 per cent from the present law, will be the subject of hearings by the Senate finance committee. The committee probably will meet tomorrow to arrange its program.

A host of interests have asked permission to protest against the reductions.

The absence of a report from the tariff board and the omission of hearings by the house ways and means committee when framing the bill will influence the republican senators. The measure probably will be mapped out at the meeting of the full committee tomorrow.

The expected fight on the senate floor over the demand of Senator Reed of Missouri that the committee report back the bill within 20 days did not materialize. When the bill was laid before the senate Reed withdrew his motion, explaining that he did so after conferring with his colleagues.

Senator Penrose, in a statement tonight, expressed satisfaction that the motion for instructions was not pressed. "If it had come to a vote," he said, "it would have been defeated. The steel bill has been expedited so far at a rate that has never been approached by any important legislation in the history of the American congress. It was one of the indictments against the senate finance committee a few years ago that public hearings were not held, but that private personal information was given. Nothing done by the finance committee approximated the clarity and secrecy of the house subcommittee on the metal schedule."

Leader Underwood announced that the house democrats would take up the chemical or sugar schedules of the tariff for revision. The decision as to which bill will be drafted first will be made on Saturday. It is dependent, Underwood said, on the progress made by the subcommittees in charge of the two revisions.

The original plan was to report on the chemical schedule first but the close of the sugar schedule, which prompted the leaders to put the sugar bill in the hands of a subcommittee for immediate consideration.

A bill for government ownership of railroads, telegraph, telephone and express properties engaged in interstate commerce was introduced today by Representative Berker of Wisconsin, a socialist. The bill is a sequel to Postmaster General Hitchcock's recent declaration for government ownership of the telegraph lines.

The fight over the question of instructing the senate finance committee to report the democratic steel bill within 20 days was begun when the senate convened today. Senator Reed of Missouri, a democrat, demanded such instruction.

Republican Leader Penrose protested 20 days was insufficient time for tariff consideration, particularly for hearing Pacific coast interests.

Senator Lodge made a point of order and Vice President Sherman deferred reference until after disposition of the pending children's bureau bill.

The senate's vote on the reference of the bill today may indicate which way the republican progressives will line up. It has been reported a number of them will take a position with the democrats, as they did on the tariff legislation of the special session.

PROPOSED CONSTRUCTION SLIP FAILS OF APPROVAL

Recommendation for Mare Is- land Is Turned Down

VALLEJO, Jan. 31.—The navy department has declined to approve the recommendation for a construction slip at Mare Island capable of handling large freight steamers. A recommendation for the slip, to cost approximately \$75,000, was made by yard officials, on the ground that it would result in quicker and more economical delivery of material here.

GREEN TO REOPEN EUREKA BONANZA

Mine Paid Alvinza Hayward \$200,000.000 and Hetty's Son Expects More

Development of the famous Eureka mine near Sutter Creek, which has lain idle for more than a quarter of a century, although it is one of the richest mining properties in California, is to follow the visit of Colonel Edward H. Green, the sole owner, to the west. Green came into possession through his mother, Mrs. Hetty Green, and he has said that he will open up the valuable property on a scale bigger than anything ever attempted in the state.

The Eureka mine is situated in the heart of the mother lode in Amador county, and years ago, before a fire destroyed the reducing and refining plant that stood at the mouth of the shaft, it yielded a profit of \$20,000,000 to Alvinza Hayward, who located the claims. The fire caused a crumbling of the 2,200 foot shaft, and after a time Hayward disposed of his holdings in the property to the husband of Mrs. Green for \$200,000. Mrs. Green has had many high cash offers, but steadfastly refused to sell for less than \$2,600,000, and finally turned the property over to her son.

News of the recent activity in the mother lode district reached the ears of Colonel Green several months ago in Texas and he decided to come west to investigate. Within the last three years there has been a wonderful boom in the South Eureka mine, whose ore body is only 500 feet from that of the Green mine. John Martin, the San Francisco capitalist, picked up a controlling interest in the South Eureka for \$50,000 and almost immediately afterward the property commenced to pay from \$15,000 to \$20,000 a month in dividends.

The success of the redevelopment of the old South Eureka was due to the prospect tunnel that Martin ordered drilled directly westward from the established location of the mother lode. That tunnel struck a new ore body of wonderful volume and richness, and showed further that the mother lode at this point has a secondary or detached ledge running parallel with and 200 feet west of the main ledge.

An offer was made at once to Mrs. Green in New York for her property, but she again declined to sell, even though development of the property would entail the expenditure of an immense amount of money on account of the cave in shaft. When Colonel Green was approached in Texas he said he would let the mine wait until he came to California.

"But," declared Colonel Green, "when I get ready I'm going to open it up on a scale far bigger than anything ever attempted in California."

It will cost about \$500,000, experts say, to reopen the Eureka mine and build the necessary hoisting machinery and stamp mills. It is expected that the machinery will use 1,000 electric horsepower day and night, and that 150 skilled men will be employed permanently after the preliminary work is finished.

BAD FAITH CHARGED AGAINST RAILROADS

State Commissioners Fear System of Higher Rates

CHICAGO, Jan. 31.—Charges of bad faith and attempts to deceive were made against railroads by Clifford Thorne, state railroad commissioner of Iowa, during the hearing on the new rate schedule proposed to be put in effect in certain western states February 15, before George N. Brown, chief examiner for the interstate commerce commission, here today.

"The railroads are attempting to inaugurate a system of higher rates which were prohibited by the interstate commerce commission in February, 1911," said Thorne.

Thorne spoke for nine state railroad commissioners who are included in the hearing. The commissioners maintain that they are attempting to create a general material increase in rates and evade the previous ruling of the commission the schedule will be suspended 120 days.

Replying to Thorne's statement, Chief Examiner Brown said: "The railroads have expended \$250,000 and three years' time approximately to unify their western rates, but I assure you that if the commission finds that they are attempting to create a general material increase in rates and evade the previous ruling of the commission the schedule will be suspended 120 days."

COLDS CAUSE HEADACHE

Laxative Bromo Quinine, the world wide Cold and Grip remedy, removes cause. See signature E. W. Grove, 25c.

TEVIS DEMURRER BEATEN BY BANK

Statute of Limitations Does Not Protect Oil Man in the Sunset Case

BAKERSFIELD, Jan. 31.—The overruling of the demurrer of W. S. Tevis, in which he pleaded the statute of limitations to the charge of fraud and conspiracy made by the Kern Valley bank, and the precipitation of the second fight of the trial when the Union Oil company undertook to introduce testimony concerning a verbal agreement with Tevis, Beal and Blodgett that the bonds of the Sunset Road Oil company should be subordinate to the Union's lease of the company's land were today's features in the suit of the Mercantile Trust company of San Francisco to foreclose the Sunset Road Oil bond.

The demurrer was overruled on the allegation of the bank's representatives that Tevis, Beal and Blodgett concealed from them the facts regarding the issuance of the bonds other than those held by the bank. The Union's testimony was objected to on the ground that it was prior to execution of the case, but the Union's attorney contended that the agreement was a part of the consideration for executing the lease and beginning the development of the land. Arguments on the competency of the testimony were in progress when the court adjourned for the day. All the other parties to the suit are opposed to the Union on this particular point.

During his argument R. P. Henshall, attorney for Tevis, admitted that Tevis agreed to protect the Union from foreclosure by paying the interest on such of the bonds as were not made subject to the Union's lease by specific indorsement and stated that he had not done so because the Union failed to keep its part of the agreement by paying to Tevis certain stipulated royalties accruing to the Sunset Road Oil company under the Union's lease.

The only important testimony introduced during the hearing was that of Blodgett, who was placed on the stand by the Mercantile Trust company to prove the organization of the Sunset Oil company, the authorization and issuance of the bonds and the fact that the interest on the bond was in default at the time that the suit to foreclose was begun. Blodgett also identified the holdings of the Sunset Road Oil company and turned over to the court shares of the Sunset Oil company and the Operators Oil company belonging to the Sunset Road Oil company.

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PIRATES STEAL SKIFF FROM CUSTOMS MEN

SAN DIEGO, Jan. 31.—San Diego bay pirates, emboldened by the success they have met with in robbing launches, power boats, houseboats and even steamers during the last two weeks yesterday got away with the boarding skiff used by the United States customs officers in reaching incoming foreign vessels. The skiff is the only means the officers have of reaching vessels.

DROUGHT IN ARIZONA, CATTLE MAY SUFFER

GLOBE, Ariz., Jan. 31.—For the first time in over 40 years it failed to rain in Globe during the month of January. In former years the average rainfall for January was a little over two inches. December, too, was a dry month, only sixty-two hundredths of an inch of rain falling. Cattlemen all predict poor range grass in the spring.

STORM RAGES AT LORIMER INQUIRY

W. J. Burns Resents Appella- tion, "The Great Detective," as Somewhat Sarcastic

WASHINGTON, Jan. 31.—An attempt to impeach the testimony of Charles G. McGowan, a Hines-Lorimer witness, who testified that he did not hear W. C. Hines make a statement relative to a \$100,000 Lorimer fund, today resulted in a stormy session of the senate committee investigating the election of Senator Lorimer of Illinois.

Detective William J. Burns was on the stand. It had been planned for him to lay the groundwork for his detectives to present "proof" of McGowan's having "perjured" himself. After a sharp clash Detective A. C. Bailey produced a letter alleged to have been written by McGowan to Bailey and which Burns said was part of the evidence which had convinced him that McGowan had not told the truth when before the committee. The other parts were "admissions" McGowan was alleged to have made in Toronto to detectives and which were taken down by a dictagraph.

The letter was dated "November 19-11," Elora, Canada. McGowan sat in the room behind Hines as the letter was read. Burns testified that he made a trip to Canada "to get McGowan to come to Washington to purge himself."

McGowan's father asked Burns if he was the "great detective."

Later Attorney Hancey spoke of "Burns, the great detective." The witness flew into a rage.

"If the committee does not stop his insults, I will," declared Burns. Senator Lea agreed that Hancey was insulting the witness.

RUNAWAY MARRIAGE—Oakland, Jan. 31.—

News of the elopement of Miss Ella Bradshaw, daughter of Mr. and Mrs. E. O. Bradshaw, 4401 Grove street, and Sergeant J. E. MacAndrew, U. S. A., of Washington, D. C., who were married in San Jose January 2, has leaked out. MacAndrew is attached to Battery E, field artillery, of Washington, and was recently ordered to attend the members of Battery B, field artillery, N. G. C. of the new military organization of Oakland.

TRAIN THIEF WAS A MAN OF TASTE

DENVER, Jan. 31.—Nearly 8,000 arti- cles of value, said by postoffice in- spectors to have been stolen by W. T. Johnson, a Union Pacific traveling electrician, on trains running between Denver and Omaha, were found by the inspectors today in Johnson's rooms here. The alleged booty included 250 silk neckties, 200 pairs of silk socks, more than a pint measure of gold rings and unset gems.

SUNDAY FUNERALS ARE UNDER STOCKTON BAN

[Special Dispatch to The Call]
STOCKTON, Jan. 31.—The undertak-
ers and ministers have put the ban on
Sunday funerals. Beginning with the
first Sunday in February, there will be
no more funerals in this county on
that day.

GOV. JOHNSON NOW IN NEW YORK CITY

[Special Dispatch to The Call]
SACRAMENTO, Jan. 31.—A tele-
gram was received at the governor's
office today from Governor Johnson
announcing his arrival in New York
city. He says he is much improved in
health and is feeling well. He and
Mrs. Johnson are stopping at the Wal-
dorf-Astoria.

TRACES OF POISON IN STOMACHS OF TWO MEN

TYRE, Mich., Jan. 31.—A coroner's
jury today conducting inquests to de-
termine the cause of death of John
Wesley Sparling and his son, Peter
Sparling, decided that both men came
to their death from poisoning. Dean
Vaughn of the University of Michigan
reported he found trace of arsenic in
both stomachs.

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Spring shipments of our famous \$15 Women's Navy Blue Serge Suits are now in. Slightly different in cut, slightly shorter in length, decidedly better made and better values than those on which we had such a tremendous run during the season. Our factory has endeavored to improve these suits wherever possible, and in quality, in style, in workmanship, they are absolutely right. These suits are made in 26 inch coats and with new model skirts, and are lined with guaranteed Skinner satin linings. All sizes from 14's to 20's in the misses', and from 34 to 46 in the women's are on sale today at \$15.

Other New Serges at \$19.50, \$22.50 and \$25

Clearance of Women's Winter-Weight Suits at Special Prices

Suits formerly priced up to \$30 on sale at \$8.50
Suits formerly priced up to \$35 on sale at \$12.50
Suits formerly priced up to \$40 on sale at \$14.50

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With Extra Pants, \$5.00

Boys' double-breasted two-piece suits in sizes from 6 to 16. Made from nice quality fancy chevrons in pretty new patterns of browns, grays and mixed effects. Made with two pairs of pants, both pairs full lined.

Men's 50c Four-in-Hand Ties 25c

Special lot of reversible and flowing end four-in-hand ties; nice patterns and colors, but broken sets taken from our 50c ties. These are on sale today at a special price of 25c—two ties for the ordinary cost of one.

\$1.50 "Ide" Shirts on Sale at \$1.15

Pleated and golf effects, in nice new patterns and excellent assortment of sizes; regular \$1.50 qualities, on sale at \$1.15.

Fancy Vests for Men Worth up to \$2. On Sale at \$1.45

Special collection of Men's Fancy Vests, in new shades, in striped and figured effects, in both light and dark browns; regular values from \$2.35 to \$3; good run of sizes. These on sale today at \$1.45.

Men's New \$3.50 Hats \$3.00

Nobby hats in the new mixtures and brush-up effects, in grays, tans, browns, etc., in beautiful qualities and in the smartest spring blocks. Styles which can be worn as fedoras or telescopes, and which retail in exclusive shops at \$3.50, are on sale here today at \$3.00.

\$3.00 Black Stiff Hats \$2.50

Fine quality hats in all the newest shaped crowns and in the proper width brims. These are regular \$3.50 qualities in all the exclusive hat shops, but are on sale here today, and all the time, at \$2.50.

Made in both single and double breasted effects from fine quality fine weave serge; best linings; specially fine workmanship; sizes and shapes for everybody. Special introductory price on these new suits is quoted today at \$12.50

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