

# AGED MAN SHOT DEAD

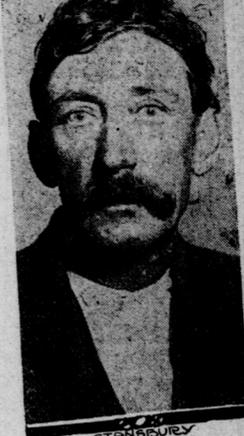
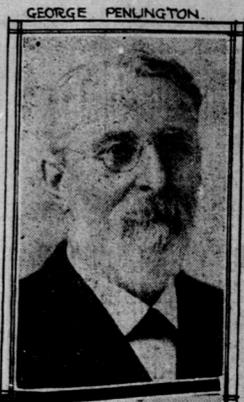
## Cemetery Office Scene of Crime

# LABORER KILLS TO AVENGE LOSS OF JOB AND WIFE

George Penlington, Secretary of I. O. O. F. Burial Ground, Victim of Assassin

# Fancied Grievance Leads Former Employee to Slay Alleged Persecutor

George Penlington, 71 years old, secretary of the Odd Fellows Cemetery association for 25 years and secretary of the Pacific lodge of Masons for 29 years, was shot yesterday afternoon by Edward W. Stansbury in the office at the Odd Fellows cemetery and died 45 minutes later at the French hospital, the victim of a fancied grievance of a discharged employee.



Victim and slayer in yesterday's shooting at Odd Fellows cemetery.

Penlington's life would have been saved had Robert F. Dickinson, superintendent of the cemetery, divined Stansbury's purpose and heard of the alleged threat. He was behind the office counter, a few feet away, when he saw Stansbury aim the revolver. He jumped for the laborer's arm and clutched the gun just as the second shot was fired. Eugene Merrill, a letter carrier living at 1844 Ninth avenue, also was an eye witness of the shooting.

The wounded man lay on the floor, with Merrill supporting his head, while Dickinson telephoned the French hospital. Stansbury laid his revolver and a box of cartridges on the office counter and remarked that he would wait for the police. Penlington was taken to the French hospital and died five minutes after his arrival there, before Dr. A. Compagnon and Dr. J. Jacobs could operate on him.

Corporal David Russell and Policeman James Kennedy arrested Stansbury and took him to the Richmond station. In his cell Stansbury refused to make any statements.

Later, when being taken to the city prison in an automobile, he admitted that he had been in trouble before for failure to provide properly for his wife and children. He had been taken before President Lutz of the Odd Fellows cemetery to answer to these charges. He says he thought Penlington was responsible and also that the aged man had influenced his wife to leave him.

Stansbury said that he had been brooding over this and on Monday night he soaked an old revolver in gasoline all night. This weapon, he found, would not work. Yesterday afternoon, after he had been discharged, or he had quit, as he claims, he went down town and bought the revolver with which he killed Penlington.

Stansbury has lived at 1 West Eddy street, back of the cemetery, with his mother, Mrs. Bridget Sheehan, 73 years old; his wife, two daughters, ages 10 and 4 years, and one son, 8 months old. The 41 years old man was born in Vallejo and has lived in San Francisco most of his life.

Mrs. Stansbury is at present visiting her mother, Mrs. C. O. Cassidy, at Elk Grove, Sacramento county. She left Sunday with her two daughters and baby.

Superintendent Dickinson said yesterday: "Stansbury, whom I have known for several years and never suspected of being capable of murder, entered our office about 4 o'clock and asked for Mr. Penlington. When the letter carrier came in and Mr. Penlington came from his private office to get the mail, Stansbury walked toward him, took his revolver from his coat pocket and fired. I saw the revolver in the air and made a leap from behind my counter toward it. I reached him just as the second shot was fired. If I had suspected his purpose, I could have talked him out of it, because I have known him some time."

Merrill, the letter carrier, corroborated Dickinson's statement of the shooting. Mrs. Dickinson was upstairs at the time of the shooting. On hearing the shots she ran downstairs and saw Penlington lying on the floor with Merrill supporting his head.

Stansbury's aged mother swooned when she heard of the crime. His wife has not been informed yet.

# 10-YEAR PAYMENT ON LEVIES VALID

City Attorney Long Declares Installments on Assessments Within Law

A property owner may pay his tunnel assessment in equal installments covering a period of ten years as provided in a section of the tunnel ordinance without conflicting with the state revenue laws governing the payment of taxes, according to the opinion rendered the tax collector yesterday by City Attorney Long.

Long also rendered an opinion on the width of Sears street, about which considerable doubt existed, with the result that residents did not know whether they were encroaching on the street or were within their property rights. Long set their fears at rest by holding that the street is 42 feet wide and that no record exists showing it to be 60 feet.

He advised the supervisors that the board has full power to ratify the map prepared by the city engineer and approved by the board of works, which gives the width as 42 feet.

In another opinion Long advised the auditor to audit the demand of the Whitcomb estate for \$1,900 rent for the month of March for the rent of offices of municipal departments in the temporary city hall.

Long advised the board of election commissioners that it may group various items of supplies in aggregate bids according to its judgment. The question arose when certain firms asked that contracts for election supplies be itemized in such a manner that separate bids could be made on certain articles.

CONNAUGHT ASSOCIATION TO HOLD PICNIC SUNDAY

Schuetzen Park to Be Scene of Festivities

Committees having charge of the second annual picnic and reunion of the Connaught Social and Benevolent association, to be held at Schuetzen park, San Francisco, Sunday, have about completed the program.

Games for old and young, with plenty of other entertainment, have been arranged.

The following comprise the committee:

Arrangements—J. F. Madden, chairman; Printing and publicity—J. J. Smith, chairman; William McKee, Raymond Naughton, Michael Gavigan, T. J. Dolly.

POLICE SQUAD FIRES AT STRIKING STEVEDORES

Several Men Are Wounded and Rioters Flee

BALTIMORE, April 30.—Defending themselves when about 1,000 striking stevedores, many of whom were armed with sticks and stones, swooped down on them, a squad of police, guarding pier No. 5 at Canton, today drew their revolvers and fired many shots. Several men were shot and the strikers fled.

# SHEPHERD LOSES GOLDEN FLOCK

Could Not Separate Sheep From Goats, So His Angora's Missing

Antonio Villar, a sheep herder of Bakersfield, is a great admirer of the police. In fact, Villar always has supported the newspapers, and each time he reads of a buncomer or pickpocket being arrested by the minions of the law he chuckles with glee, feeling that the criminal classes were getting their just deserts.

For three years Antonio has worked steadily as a sheep tender, amassing the handsome sum of \$300, which constituted his worldly possessions. He often planned a trip to "the big city," but put it off for fear that buncomers or thieves would rob him. Last Monday morning, however, he decided to make the journey to San Francisco, so he bought himself a revolver, put it in his pocket to keep company with a little small change and made for the depot.

While waiting for the train he met two men. They became very friendly. In fact, they told him that they would accompany him to San Francisco and would obtain a lucrative position for him.

"How would a job as keeper of the goats on Goat island suit you?" asked one of the affable strangers of Antonio. "Fine," said the sheep herder, forgetting instantly all fears of buncomers. They induced him to draw his \$300 from the bank. He then gave it to them for safe keeping and they placed it in a handbag. He also gave the two men his revolver to keep for him.

The trio arrived in San Francisco early yesterday morning from Bakersfield. Proceeding to Bush and Montgomery streets the two men gave Villar the handbag, which they said contained his money.

"Meet us tomorrow at Third and Market streets," they said as they bid Villar goodby, "and we will take you over to Goat island, where you will be given the position we mentioned."

The sheep herder walked about the deserted streets for some time. The handbag seemed to be extra heavy. Suddenly the fear struck him that he had been victimized by the two smooth talking strangers he met in Bakersfield. He opened it. There he found a number of cobblestones. He had been buncoed despite his precautions. They even took his revolver!

Villar reported the matter to the police and probably will leave for the south tonight, a sadder if not much wiser man.

TRUST COMPANY GETS CALAVERAS WATERSHED

SAN JOSE, April 30.—The transfer of about 100 small pieces of land, about 5,000 acres in all, from the Spring Valley Water company to the Union Trust company of San Francisco, was recorded today. The land comprises the Calaveras watershed which the Spring Valley expects to turn over to San Francisco.

The reason for the transfer of the property is not known, but the opinion is expressed that permanent possession has not been relinquished, and that it is to be held in trust to obtain a bond issue. The Spring Valley has been increasing its holdings in the Calaveras country, and the transfer has been taken up by a local real estate firm and recorded in the name of "E. B. Smith."

It develops that E. B. Smith is Miss Ella B. Smith, a stenographer in the employ of James A. Clayton & Co., realty dealers.

# ACTIVE SERVICE OF GEN. BRUSH ENDED

Department Commander, Retired, Leaves With Wife for East Today

The active service of Brigadier General Daniel H. Brush as an officer of the United States army came to an end yesterday and he leaves today with Mrs. Brush for their new home in Baltimore.

He will be succeeded in the command of the department of California by Brigadier General Walter S. Schuyler, who is due to arrive here from the mounted service school at Fort Riley, Kas., early in June. Pending that time, Colonel J. P. Wisser, next in rank, will command the department.

Great encouragement has been given to the friends of Colonel Wisser, who hope to win a brigadier-generalship for him. Word was received yesterday to the effect that there are three candidates for the two vacancies under consideration, namely: Colonel J. C. Bailey, in the office of the chief of coast artillery, Washington; Colonel Frederick S. Strong, Fort Totten, N. Y., and Colonel Wisser. By reason of his rank, as well as the distinguished services he has given as an author and student of ordnance and artillery practice, and his experience as military attaché at the court of Berlin, Colonel Wisser is considered to have the best chance for the post. His appointment would give great satisfaction here as he is regarded as just the man to direct departmental affairs during the period of the Panama-Pacific exposition, with its attendant social and military obligations.

Mrs. Wisser, who went east some weeks ago and lately has been paying a visit to her parents, Colonel and Mrs. Hollister of Santa Barbara, returned to her home at the Presidio last evening.

Colonel David J. Ramboough, first field artillery, stationed at Schofield barracks, Honolulu, is a patient at the Letterman general hospital under observation and treatment.

A general court-martial has been appointed to meet at the Presidio, Friday, May 3, consisting of the following officers: Major J. F. O'Neill, president; Major W. C. Davis, Major A. W. Chase, Major J. L. Knowlton, Captain A. R. Kerwin, Captain John McBride Jr., Captain W. M. Connell, Lieutenant J. L. Dunsforth, Lieutenant D. H. Crissey, Lieutenant Arnold Heinrich and Lieutenant L. B. Peplin, judge advocate.

Lieutenant Joseph Barysmaki has been transferred from the eleventh to the thirtieth infantry, exchanging with Lieutenant George F. Waugh, who was formerly with the sixteenth infantry.

Lieutenant R. F. Cox has been transferred from the sixtieth to the twenty-ninth company, coast artillery corps, and Lieutenant B. E. Clark from the tenth to the sixtieth company.

Brigadier General C. D. Dimmick, retired, was a visitor at division headquarters yesterday while en route to Washington.

Major William S. Graves, twentieth infantry, who has been on duty with the general staff, is to return to his regiment, vice Major Benjamin A. Poor.

# PORT WATSONVILLE IS EN FETE TODAY

Beach to Be Scene of Celebration in Honor of Railway Company Officials

[Special Dispatch to The Call] WATSONVILLE, April 30.—Tomorrow, May day, the members and officers of the Commercial League of Watsonville and Pajaro Valley will hold a public celebration at Port Watsonville in honor of the officials of the Watsonville Railway and Navigation company, the corporation that is developing Port Watsonville, the seaside resort five miles from this city. The electric railroad has arranged for accommodations for the thousands of people that will spend the day at the beach, and the valley and city will be deserted all day. The schools, banks, offices, stores and all other business and public establishments will be closed.

The Commercial league officers have arranged a program that will suit every taste. In the morning there will be athletic sports for both young and old, dancing, band concerts and a basket baseball game between Watsonville and Salinas. "Mysterious" Mitchell, Hardin Barry, the Santa Clara college star; Milford, formerly of the Seals; Leonard and Wallace of St. Mary's college; Tramoto, Yarrando, Best and Palm-tag of Santa Clara college and others will be seen in the game, which will be umpired by James Nealon of San Francisco. Dancing, music, a free clam bake, in which more than 5,000 clams taken from the beach a few yards away will be used, fireworks and other amusements will close the day.

BY HIS OWN CHOICE MAN DIES ON GALLOWS

Convicted Murderer Preferred Hanging to Being Shot

SALT LAKE CITY, Utah, April 30.—By his own choice J. C. Morris, convict and convicted murderer met death on the gallows at the state prison early this morning. There was not a quiver in his voice as he urged the officers to be quick about their work and he was dead, his neck broken, nine minutes after the drop fell. Morris selected hanging in preference to shooting, a choice seldom made. The last legal execution in Utah was by bullet eight years ago.

Morris shot and killed J. Walter Axtell in an attempt to escape after he had robbed a pawnshop Axtell had seized him as he was running along a crowded street. Morris sent an invitation to Axtell's father to witness his hanging. Axtell did not accept.

A feature of the execution of Morris was the enforcement of a strict censorship on newspaper reports of it.

MAN IS FOUND SHOT IN BURNING BEDROOM

CHICAGO, April 30.—With two bullet wounds in his body, Peter Musso, 29 years old, employed by an elevated railroad, was found dead in a burning bedroom of his home on the north side this morning.

# DORR IS TRACED BY HANDWRITING

Note Bearing the Signature of "W. A. Dow" Considered Evidence of Presence in East

[Special Dispatch to The Call] STOCKTON, April 30.—A particularly strong link in the chain of evidence connecting W. A. Dorr with the murder of George Marsh of Lynn, Mass., has just been uncovered. From Tucson, Ariz., on March 18 Dorr sent a letter and \$1 to a Stockton newspaper asking that the paper be sent to W. A. Dow, general delivery, Boston, Mass., from March 15 "as long as the dollar would last."

The failure of the Boston postoffice to locate W. A. Dorr resulted in discovery of this piece of evidence. The letter is in Dorr's writing, and Dow is the name he is said to have signed to hotel registers in Boston and Lynn. It is also the name used when he, as alleged, bought an automobile in Lynn. The fact that Dorr desired the paper sent following the day of his departure is regarded by the officers here as conclusive that he had planned the crime in advance and left here intending to kill Marsh. When arrested he denied that he had ever been farther east than Chicago.

# SKELETON TO GRIN AT COURT AND JURY

Bones of Peter Roberts Will Be Exhibited at Weaverville Murder Trial

[Special Dispatch to The Call] WEAVERVILLE, April 30.—The bones of Peter Roberts are to be introduced as evidence at the trial of John Nelson on the charge of participation in Roberts' murder. Roberts' body was disinterred near the scene of the crime of February 2 and brought 75 miles over mountain trails to Weaverville. The skeleton is kept in a big box in Sheriff Boyce's office, pending the time it will be wanted as an exhibit.

In spite of the fact that the coroner's inquest found Peter Roberts to be dead, a dentist will come from Eureka to identify the skull.

Nelson is a Eureka boy, 17 years old. His trial began yesterday morning and four jurors have been accepted and sworn. The venire of 30 talesmen is almost exhausted and 40 more have been ordered.

Nelson confessed that he and Steve Duncan set fire to Roberts' home after Ed Hewitt had killed him. Steve Duncan, Ed Hewitt and Tom Duncan, Nelson's companions all have pleaded guilty and received life sentences.

## \$37.50 Buys a Magnin Quality Tailored Suit

In setting the standard for Magnin Suits certain requirements are essential.

QUALITY—Materials, linings, trimmings must be strictly high grade.

STYLE—Every detail of the newest and best styles must be embodied in every garment.

DISTINCTION—Individuality that sets a garment apart from the ordinary kind has always been characteristic of Magnin's.

These are qualities that every woman of refinement desires.

Ask to see our \$37.50 Suits. They will interest you.

Attend our sale of SILK DRESSES at \$25.00 and \$35.00. A saving of 25% to 50% during this sale

*J. Magnin & Co.* Geary and Grant Ave.

# Your Teacher taught you how to do it—

## \$25 = \$10 = \$15

I WILL PROVE THE ANSWER—

# WALK 2 BLOCKS SAVE \$5.00 A BLOCK

Others describe their clothes—

I Can't scribe well enough to give mine the credit they deserve.

Eddy and Taylor was a dead corner.

It's a live one now—my values wake the dead.

You'll get beat if you try to beat my Suits and o'Coats

—AT—

# \$ 15

The Styles and Fabrics are the kind you'll wear.

Your fifteen \$ never went so far before.

Your friends wear them—so will you if you like your money.

I am ready for you.

5,000 to select from.

# Barney Frankel

INC. EDDY AND TAYLOR STS. S.F.

ADDITIONAL TRAINS TO MOUNT TAMALPAIS

On Sunday, April 28, the Mt. Tamalpais Scenic railway put into effect its summer time card.

SEEK HIGHBINDER'S AUTO—Acting Chief of Police Shea issued orders to the department to canvass the automobile garages of the city in an effort to locate the chauffeur who drove a party of Chinese highlanders to Salinas last Saturday night. The highlanders killed four Hop Sing tongmen shortly after their arrival in Salinas. It is said that they returned to San Francisco in the automobile which conveyed them to the interior.