Policemen Ask Hearing

Eight Ready to Talk

Accused Members of the Department Request That They Be Called Before Grand Jury

was called the prisoner was an interested listener to a recital of how Joseph Berger and two others were alleged to have bunkoed Paul Chainmann out of $8,340.

The trick worked by Berger and his companion was to convince Chainmann that they had invented a machine to duplicate United States currency. They induced the victim to accompany them to a room in a fashionable apartment house and there displayed a small press similar to that used for blocking butter.

Chainman was told that all he had to do was to put his bundle of bills in the press and they would be duplicated. He did so and the bunko men then switched the bundle with another containing blank paper. They then gave Chainmann back what he supposed was his "roll" and told him to meet them at the same plae in two days, at which time he would receive the duplicates of his bills.

Chainmann waited the specified time and returned, but no one came to keep the appointment. Growing suspicious, he opened his package of bills and discovered the fraud.

Throughout the testimony De Martini listened with rapt attention, a smile now and then flickering across his face. At the conclusion of the story he turned to a prisoner next to him and said: "What do you think of anybody pulling a trick like that?"

In a letter to Mayor Rolph yesterday J. H. Dumbrell, foreman of the grand jury, informed the city's chief executive that it was the intention of the body to probe the graft charges against San Francisco police detectives to the utmost. Mayor Rolph replied by stating his entire satisfaction over the action of the grand jury and offering whatever assistance it was in his power to give.

ACCUSED OFFICERS ASK FOR HEARING

Examination of the six convicts subpenaed will probably occupy the grand jury tomorrow to the exclusion of everything else, according to Fred L. Berry, assistant district attorney.

Late yesterday afternoon the eight suspended policemen made a formal application to Berry in the absence of District Attorney Fickert, to be heard by the inquisitorial body.

This was the first formal request for a hearing made by the accused officers since their suspension, and whether it signifies that they have decided on such a course to create a favorable impression, is only a matter of conjecture. Berry replied to their request by stating that he would lay the matter before Fickert Monday morning.

Detective Sergeant Macphee showed marks of the suspense under which he has been laboring since the charges were made against him and his fellow officers. He declared to Berry: "I never worried so much before in all my life. The sooner the grand jury hears us the better for all concerned."

Berry is working on a statement by De Martini that $30 was paid to Esola in one of the notorious rendezvous of the bunko men following the fleecing of a victim out of $190 in a baccarat game, in the hope of obtaining circumstantial evidence against the accused detective. In order to prove that the money was passed to Esola an effort is being made by the district attorney's office to locate another person, who is said to have been present during the transaction.

According to De Martini, the victim lost $190 and Esola's "cut" was fixed at $30. As De Martini says the money was given directly to Esola without the aid of a "go between," considerable importance attaches to the investigation.

"NO REFLECTION INTENDED"—FREE

(Special Dispatch to The Call)

SAN JOSE, April 26.—A statement issued today over the signature of District Attorney Arthur M. Free is the latest development in the controversy between the local prosecutor and Mayor Rolph of San Francisco—one of the features of the investigation of the charges that police of the metropolis protected Italian bunko men operating throughout the state.

Following Mayor Rolph's statement published in The Call this morning, Free gives the details of business transactions with San Francisco's mayor, which he says necessitated two visits to Rolph's office, one of which Rolph evidently recalls and another he does not.

The second visit, Free says, was in December or early in January, after Commissioner Theodore Roche had been appointed.

MENTIONED INCIDENTALLY

Free denies that he intended to cast any reflection on Rolph and says he only mentioned the occurrence incidentally to newspaper men during a recital of his experiences in the case.

His statement follows:

"Answering the statement of Mayor Rolph which appears in the papers of this morning, I desire to state that upon one occasion, fixed by Mayor Rolph as May 5, 1912, I went to his office, sent in my card, which reads as follows: 'Arthur M. Free, attorney and counselor, district attorney, San Jose, California," and asked for an interview. Upon that occasion, on behalf of E. Ghidossi, I tendered him the rent due the mayor upon the lease of some property owned by him near La Honda.

"The terms for a new lease were agreed upon by Mr. Ghidossi and the mayor and Mr. Ghidossi asked me to look over the lease for him, so on November 13, 1912, I wrote the mayor regarding the lease.

"On November 18, 1912, I received the following letter from the mayor:

Mayor's Office.
San Francisco, Nov. 18, 1912.

Dear Sir—I have your favor of the 13th instant, calling my attention to a lease to be executed between E. Ghidossi and myself, for my property near Mountain View.

I have been so much occupied with public affairs for the last few weeks that it has been impossible for me to attend to any of my private affairs; and, as I am leaving for Washington, D. C., tomorrow morning as one of the city's representatives before the secretary of the interior, I must leave the lease between Mr. Ghidossi and myself until my return, when I will prepare same and send it to you for inspection. Very truly yours,

JAMES ROLPH JR.

Mr. A. M. Free, San Jose, Cal.

CALLS ON MAYOR AGAIN

"After the return of the mayor from the east and after the removal of Esola as detective in the Italian detail I called upon the mayor again. This was either in the very late part of December, 1912, or the early part of January, 1913. The purpose of my visit was to ask the mayor for Mr. Ghidossi's lease. The lease was not ready, and the mayor remarked to me that his word was good, however, and that Mr. Ghidossi could continue in the possession of the premises until such time as Mr. Rolph would execute the lease.

"I then remarked to the mayor that a few days before I had read in the paper that Esola had been removed from the Italian detail in San Francisco, and I told him that Esola had endeavored to block the prosecution of some of these bunko men in our city, and that we were unable to get Paul Necchi, another bunko man, out of San Francisco, as the police would not produce him for us.

"He remarked that he was very busy at the time and that he did not attempt to attend to police matters in the city and suggested that I take the matter up before the police commission, and just as I was leaving he suggested that I speak to Mr. Theodore Roche about the matter.

"At no time did I intend to cast any reflection upon Mayor Rolph, and the mention of his name to the newspaper men was merely incidental in relating our experiences in these cases.

"I had also told Mr. McNutt of the district attorney's office of our trouble in these matters and Mr. McNutt told me that the next time we wanted a man out of San Francisco to come to him and he would assist us, and later did assist us in getting Necchi.

"Upon my second visit to the mayor he was very busy with other people in his private office and talked to me in one of the small rooms. The conversation lasted but a few minutes and neither of us was seated during the conversation. The mayor probably passed the matter from his mind, as the mention of Esola was simply incident to the other mission upon which I had called, and with these details I believe the mayor should recall the two visits; the first when I tendered the money for the renewal of the lease and the second when I went to secure a copy of the renewed lease. A. M. FREE,
"District Attorney of Santa Clara County."

SHERIFF TRAFTON GIVES HIS VERSION

(Special Dispatch to The Call)

SANTA CRUZ, April 26.—In an affidavit made before Judge Stanley, Sheriff Howard Trafton gives his version of his connection with the case of Louis Dodero.

Q. Borradori, proprietor of the Swiss hotel where the bunko men first made the acquaintance of Dodero, was the main witness before Judge Stanley. He said that Trafton and August Jounon came to his hotel and the latter informed Dodero that there was a detective agency in San Francisco, one of whose men was friendly with a girl named Chita Rovigo and that through her they could get a confession of the names of the associates of Rovigo in the robbery of Dodero. He said that he had reason to believe that one of the bunko men had property valued at $3,000 to $3,500, and that part of Dodero's money could be returned to him.

Dodero said, "I will take $1,500 cash down and they can have the balance."

Borradori said, "Louie, anything you get back will be like finding it," and he advised that he give a power of attorney to some one he had confidence in, but not to sign with any strangers. He suggested that he leave the whole matter with Trafton, saying: "You know that you can trust Trafton with everything you have."

According to the testimony, Dodero said "All right, I will leave the whole thing with Trafton."

The power of attorney was drawn up and before it was signed by Dodero, Trafton said: "Now Louie, you understand I don't get a cent out of this. I want to see the balance of that gang in jail before they rob some one else, and I will try and get what money I can for you, not less than $1,000 and as much more as I can, and whatever I get back will be yours."

Dodero said, "All right, I will leave all to you."

Borradori's testimony was corroborated by Justice Bias and F. A. Dille.

ATTENTION CALLED TO LOTTERY EVIL

Charging the police department with making no apparent effort to stop lottery gambling, the supervisors' police committee yesterday sent the police commission a terse communication calling attention to the recent published complaint of Carroll E. Fisk against the sale of lottery tickets and declaring that the practice is "most open, notorious and unchecked."

A copy of the letter received from Fisk by the committee was also sent to the police commission, in which Fisk states at at least four lottery companies are doing business in the city. He points out the evil effects, such as the temptation placed before young boys and the inducement it offers messengers and others to buy tickets with funds intrusted to them for other purposes.

The letter from the supervisors to the police board is as follows:

"Board of Police Commissioners—Gentlemen: Inclosed please find copy of communication referred to the police committee of the board of supervisors for investigation. As the matter to be corrected comes within your department it is respectfully referred to you for consideration. As a supplement to the inclosed letter the committee is advised that there are not four but ten lotteries in operations, that the sale of tickets is most open, notorious and unchecked and that apparently no effort is made to stop this unlawful business. Respectfully,

"POLICE COMMITTEE BOARD OF SUPERVISORS."

Six Convicts Will Testify From Both Penitentiaries

According to Fred L. Berry, assistant district attorney, the following convicts will be brought from San Quentin and Folsom prisons tomorrow to undergo examination by the grand jury:

Michael Gallo, who made startling disclosures regarding the operations of the bunko gang.

John Spirito, who is serving three years for swindling Salvatore Aveza in this city.

Emilio Chiesa, who was sentenced from San Jose for the robbery of Dominico Bargotti.

Rafaele Pasquini, mentioned by Maurice de Martini as having been a member of the ring.

Giovanetti and Schenoni, who have figured less prominently in the stories of alleged police corruption.

DECLARES STAND REGARDING "COMPS"

The second round of what promises to be a long distance contest between the supervisors' police committee and Chief of Police White over the latter's insistence upon receiving free fight tickets was entered upon yesterday, when the supervisors led off with a short note to the police commission, giving formal notice of their decision to allow the department no more "comps."

In delivering this blow, the supervisors aimed to break through Chief White's defense, which was that he was acting under orders of the commission.

Still smarting from the reported action of White, who is said to have threatened to stop last Friday night's boxing entertainment in the Pavilion rink if Promoter Hawes did not furnish the customary 25 tickets, the supervisors declare in their note that no results were obtained from the plan of having plainclothes men visit the fights to check gambling.

"Owing to the failure to get results," states the supervisors' communication, "the police committee rescinded its order to the athletic clubs giving boxing exhibitions to furnish the board of police commissioners 25 admission tickets for each exhibition. As the license fee required of clubs has been increased, the committee does not require unnecessary burdens to be placed on the clubs."

This formal notification was sent to pave the way for the proposed investigation which Chairman Hocks of the committee stated would be made to find out who is running the boxing affairs, "the supervisors or the chief of police?"

ORGANIZE COMMERCE BODY

Burlingame Merchants Take Steps to Form Chamber

(Special Dispatch to The Call)

BURLINGAME, April 26.—Nearly 100 merchants and business men of this city held a meeting tonight to take preliminary steps toward organizing a chamber of commerce. Samuel D. Merks made the opening address. Harry Miller was appointed temporary chairman, with Roy Van Schaick temporary secretary. A meeting will be held next Friday night to effect a permanent organization.

DALY CITY OFFICERS QUIT

(Special Dispatch to The Call)

DALY CITY, April 26.—Another political upheaval occurred here today when the three fire commissioners, H. H. Smith, H. F. Secor and F. A. Smack turned in their resignations. This action follows closely the resignations of Clara Jess, city recorder and City Attorney Suhr, whose position was filled by the appointment of James H. Morris of San Francisco.

The Naked Truth

To walk with good clothes attracts attention, to walk without clothes attracts more attention. Don't be too attractive; dress on credit. $1.00 a week. 59 Stockton street, upstairs.—Advt.

Warning by Roosevelt

Land Bill Is Opposed

Message to Governor Johnson Cautions of Possible War With Japan

Continued From Page 17

most formal manner. The democrats see in the present move in politics an international question that must be settled by its leaders.

Democratic sentiment has settled down to an impassionate view of the coming of Bryan. The leaders, including forces in the senate and assembly, have declared that there will be no railroad joy rides to points outside of Sacramento, when the matter of alien land laws might be discussed at ease in a Pullman car.

Bryan has signified in telegrams that he does not desire to be interviewed on the subject of the pending legislation and he has also intimated that he will make his headquarters in a Sacramento hotel instead of the governor's residence.

GOVERNOR'S BID MERELY FORMAL

The governor's invitation to him to be a guest at his private residence was merely a matter of form. The governor extended the invitation purely from the view point of one official advancing a courtesy to another.

There was a resting on arms today, but the arms were still in sight. The democrats, particularly Senator Caminetti, Senator Campbell and members of the assembly, seemed inclined to let the secretary come and go without any particular effort to retain or detain him. Even the democrats have come to the conclusion that the federal government is not really concerned in alien or anti-Japanese legislation.

Governor Johnson and the administration forces will receive Bryan Monday in a most formal manner. The legislature does not accept the theory of the cartoonist who thinks that Mr. Bryan is coming here with a mallet in his hand.

KENT LAUDS JOHNSON STAND

A telegram from Congressman Kent, congratulating him upon his handling of the alien land legislation, was received today by Governor Johnson. The message read:

"Congratulations upon your brave stand. Opinion universally with you here. Any demand by foreign nations that we should regulate our international affairs to suit them is hostile impudence. The treaty making power is not supreme in such questions as ours."

The "Anti-alien Land Owner's League of Northern San Joaquin county," with headquarters in Lodi, has sent to Assemblyman Stuckenbruck, Governor Johnson and other state officials copies of a resolution urging the passage of an alien land law. The league, Stuckenbruck said, had been organized only a few days, but already included nearly all the population of Lodi and the surrounding country.

The resolution commends "the action taken by President Wilson and Secretary of State Bryan and approves the policy advocated by them."

BRYAN ASKS JORDON TO CONFERENCE

(Special Dispatch to The Call)

STANFORD UNIVERSITY, April 26. At the wired request of Secretary of State Bryan Doctor Jordan, president of Stanford, will go to Sacramento Monday to confer with Mr. Bryan on the California alien land laws.

In regard to the proposed laws Doctor Jordan said today:

"What shall we say of the propositions made in each recurrent California legislature to restrict land ownership by aliens in the state? These four propositions seem to be true:

"1—Such statutes are unconstitutional, if directed against aliens of any particular nationality.

"2—They are invalid, if in contravention of any existing treaty. This and the preceding being matters to be frankly determined in the federal courts.

"3—They are not valid if attacking the present legal rights of ownership.

"4—They would, if directed against all alien ownership, have sweeping effects, not yet estimated.

DISCRIMINATION ILLEGAL

"As to the first point: Under our constitution a state as such can not make any treaty or agreement with a foreign nation, nor with any group of its people considered collectively as members of such nation. It therefore can not single out as the object of special legislation the citizens of any foreign nation who may be resident within the state. This condition is not changed if such aliens be named indirectly as 'aliens not eligible to citizenship.' Such subterfuge does not change the intent or the effect of the statute.

"If this principle is correct, no state legislation anti-Japanese can be valid.

"As to the second point: The aliens in the United States are, in a sense, 'wards of the nation,' acquiring their rights of travel and residence primarily through international treaties.

"No statute of the state is invalid until so declared by the federal courts. The remedy for any person aggrieved is to be found in appeal to the courts.

JAPANESE ELIGIBILITY A QUESTION

"It has not been finally decided that a Japanese is not eligible to citizenship nor that he is a 'Mongolian' by race or by origin.

"As to the third point, we have the decision of The Hague tribunal in 1905, in the noted house tax case in Japan. In this case it was decided that a nation could not alter conditions under which aliens have obtained title to land except with the consent of such owners. If Japan can not change concessions or sales made under former conditions to foreigners resident in what were then her 'treaty ports' without her consent, then California can not force aliens having legal title to property to sell such property within any given time, nor can she take away such property. An alien land law can not be made retroactive or change conditions once legalized.

"As to the fourth point, the bulk of the alien ownership in California is British. As to the theory involved there is no doubt something to be said on either side, but how the state would come out with a sudden reversal of policy no one knows.

"Any state statute applying exclusively to aliens of any special nationality, however disguised in phraseology, must apparently be unconstitutional. Such a statute would rest on the impossible doctrine that a federal state may form alliances or have differences with a foreign nation without involving the United States. This is another form of the old theory of 'nullification.'

WILL "CONFER WITH STATE AUTHORITY"

GRAND ISLAND, Neb., April 26.—Without giving details of the views of the national administration which he is to impart to the legislature of California, Secretary of State Bryan made it plain when he passed through here at noon today that the state authorities are to be "conferred with" and not in any sense coerced in an attempt to arrive at a satisfactory solution of the alien land ownership question.

Secretary Bryan has steadfastly refused during his trip to give out interviews, saying that he does not deem it proper to express his opinions in advance of his meetings with the California law makers.

"I am going to Sacramento," said Mr. Bryan to a reporter, "at the request of the president, to confer with the California authorities. The purpose of my trip is to assist, if possible, in reaching the wisest solution of the problem with which they have to deal, on the theory that the state acts in a dual capacity. It has its local interests to guard and it also has its responsibilities to maintain as one of the states of the union.

"I am sure from the communications that have passed between the president and the California authorities that the purpose of my trip is understood and that it will be greeted in the same friendly spirit that actuated the president in sending me."

Rush for Citizenship

LOS ANGELES, April 26.—In consequence of the California alien land law agitation, unusual activity is being experienced in the naturalization filing offices throughout southern California, according to Frederick Jones, federal naturalization examiner here.

Jones said today that resident Europeans, fearing a general restriction as to foreign ownership of land in this state, are hastening to qualify themselves for admission to citizenship.

In many instances declarations of intention to become citizens have been accompanied by applications for entry on public land.

Home Wanted for Child Girl, Pretty and Refined

Pretty, refined and well trained, but lacking a home, a 12 year old child is awaiting the efforts of the Associated Charities to find a place where she may be received as a member of a family. This little Protestant girl is homeless, but if an answer be given to the call of the Associated Charities, she may be adopted by some kindly household, and, if possible, installed as the youngest girl in the family.

LILLIAN BOURNE OBTAINS DIVORCE SANS ALIMONY

Arrangements to Insure Her Ample Income, Says Attorney

(Special Dispatch to The Call)

PORTLAND, Ore., April 26.—Lillian Elizabeth Wyatt Bourne received a divorce from Jonathan Bourne Jr. after a hearing in Judge Caton's court today. No alimony was allowed by the decree and it was not asked.

Her attorney said that arrangements had been made to insure her an ample income.

Mrs. Bourne told the court that when she married, her husband was practically "broke" and that he used her money in helping him along. Later when they settled up she received her share in bonds, which he cautioned her to surrender under no circumstances. She asserted that Mr. Bourne lost his temper and berated her in the later years of her married life when she insisted on observing his caution to the extent of refusing to deliver bonds to him.

Mrs. Bourne testified that the divorce was not collusive, but that she had genuine grievances as set forth in the complaint. Mrs. Bourne told of their fashionable apartment of thirteen rooms in Stoneleigh Court, Washington, D. C., having been divided into two parts, of which she occupied one and her husband the other. She said that he frequently had applied epithets and that on one occasion his threats made it necessary for her to telephone the police.

When she had guests for dinner her husband would fail to appear or have his dinner served privately, and when he had men or women visitors, or both, his guests would lock the door between their quarters and refuse her entrance.

Mrs. Bourne was a Miss Wyatt of Albany, and met and married Bourne in Chicago.

POPE PIUS IMPROVING; WATCHES THE PILGRIMS

Cardinal Merry del Val Tells of the Affection of the Holy Father for America

ROME, April 26.—The departure of Angelo Sarto, brother of the pope, from the Vatican this morning is regarded as confirmation of the continued improvement of the pontiff.

The pope was permitted by his physicians to stand at the window of his bedroom and watch the American pilgrims crossing the square of St. Peter's to enter the bronze door of the Vatican.

They were received by Cardinal Merry del Val, papal secretary of state.

In addressing the pilgrims, Cardinal Merry del Val said:

"My affection for America is deep. The interest the holy father had in you is so great that if an exception could be made so that he could see anybody it would be made for you.

"It is of America that the holy father said on a memorable occasion: 'That is a land where true freedom is esteemed.' Therefore, you, more than others, have every right to claim for the holy father that freedom necessary for the government of the church. I am glad to note the assertion that the holy father's position has relation not only to one people, but has claims upon the whole Catholic world."

The Real Secret of Rejuvenating the Face

(From the Clubwoman)

She holds the true secret of facial rejuvenation who has learned how to remove the dead skin particles as fast as they appear. It's a secret any one may possess. The aged, faded or discolored surface skin may be gradually absorbed, in an entirely safe and rational manner, by the nightly application of ordinary mercolized wax. Within a week or two the underlying skin, youthful and beautiful to behold, has taken the place of the discarded cuticle. So little of the old skin is absorbed each day there's no inconvenience at all, and no one suspects you are putting anything on your face. The mercolized wax, procurable at any drug store (an ounce is sufficient), is applied like cold cream. In the morning it is erased with soap and water. It's the best thing known for freckles, blackheads, pimples, moth patches, liver spots and fine surface wrinkles.

For the deeper wrinkles an excellent recipe is: Powdered saxolite, 1 oz., dissolved in ½ pint witch hazel. Bathing the face in the solution produces quick and wonderful results.

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