

The Sunday Call in its Classified Ads, under the heading "Business Chances," told of 82 OPPORTUNITIES for the investor. The foundation of a fortune might be found in the list.

THE

"The People's Newspaper"



CALL

"An Independent Newspaper"



WEATHER FORECAST: Foggy; moderate south wind, changing to brisk west.

The Call's 6 o'clock

A. M. Edition

contains the very latest city and general news of the night.

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TRAGEDY ENDS LIVES OF WOMAN AND BOY

FOSTER MOTHER SLAYS ADOPTED JAPANESE LAD AND KILLS SELF

Fear of Having to Relinquish Lad Prompts Mrs. Hale to Choose Death Rather Than Part With Him—Letter to Natural Mother Only Clew to Motive—35 Notes to Friends Written Before Tragedy—Tells Her Intentions to Many

Murder, suicide and fear of eternal punishment held fewer fears for Mrs. Ida W. Hale, a sweet faced, gray haired woman of 60 years, residing with her husband, Chauncey W. Hale at 1381 Filbert street, than did thoughts of losing a small Japanese boy upon whom she had lavished all of her maternal love for five years, so, yesterday afternoon, when she faced the possibility of having to relinquish all claims on the lad she took the life of her ward and then turned the same pistol on herself, falling dead across the prostrate form of the little fellow.

Before shooting the little Japanese, who was known as "Jimmy," Mrs. Hale wrote 35 letters to friends, relatives of the boy and prominent Japanese of San Francisco. Throughout these epistles love for the little ward, who was taken from a young Japanese couple in Oakland five years ago, was predominant.

LETTER TO BOY'S MOTHER

One of the letters, addressed to "Mrs. Jima," the boy's mother, threw the only light on the motive for the suicide and murder. It said:

"Mama Jima—You wicked wretch! We know all about your immortality and to leave poor, dear, little Jimmy to you would be worse than taking him to hell. I will take him with me, even to hell—in which I do not believe, but which I think is preferable to life with you—you inhuman fiend."

Other letters told the story of how Mrs. Hale, after the birth of little Jimmy, had been instrumental in bringing about the marriage of the boy's mother and a Japanese who, she believed, was the boy's father.

In one letter Mrs. Hale stated that the lad's mother, whom she said was known as Mrs. Yamaguchi, was an excellent nurse. In the same letter she said that since the child's father went to Japan, in response to a message that his father was ill, that the mother of the lad had lived an immoral life.

One of the 35 envelopes contained a picture of Mrs. Yamaguchi, torn to shreds. With the piece was a note saying: "Give the wretch these scraps of her picture."

FEARED MOTHER'S PLANS

Mrs. Hale told her husband several days ago that she feared Mrs. Yamaguchi and a Japanese named Setto were planning to take "their baby" from them. "It were better that the child were dead than that he be taken to share a life of shame with his mother," Mrs. Hale told her husband.

Two years ago the Hales secured a written agreement from the Yamaguchis to the effect that the latter would never take the child from them even though the foster parents did not go to the formality of legally adopting the child.

Mr. Hale, who is employed by the Recorder Publishing company, told one of the coroner's deputies that his wife had attempted suicide once before and expressed the belief that yesterday's tragedy was the result of constant worry over the probable loss of little Jimmy, to whom the wife had become deeply attached.

FUN WITH PILLOW FATAL

Kansas Lad, 2, of Play, Smothers His Baby Brother

WINFIELD, Kan., May 5.—Leroy Neal, the three months old son of L. D. Neal, living near Winfield, was smothered to death today by his brother, two years old, who, while at play, piled pillows upon the baby's head.

DEATHS FROM HEAT WAVE

Cleveland Has the Hottest May 5 in Forty-two Years

CLEVELAND, O., May 5.—Three deaths from excessive heat were reported today, the hottest May 5 for 42 years.

"OH, HUM" DISLOCATES JAW

ST. LOUIS, May 5.—Edward Riedel went to the city hospital today to have his jaw set. He dislocated it by yawning. This is the fourth time Riedel has dislocated his jaw in this manner.

TALK IN SLEEP NO GOOD AS EVIDENCE

Court Holds Words, "I Shot Her," Shouldn't Have Been Admitted in Murder Trial

(Special Dispatch to The Call) DENVER, May 5.—The Colorado supreme court this morning overruled William Shakespeare and others when it held that sleep walking speeches are not evidence of murder.

In the case involved evidence was introduced to show that the accused person, like Lady Macbeth, had spoken of crime during sleep.

One witness testified that he had heard the defendant cry in his sleep: "I shot her; I shot her; I had to, to keep out of the penitentiary."

The court holds that such evidence as this should not have been allowed to go before the jury and reversed the case, that of Jose Benedito Martinez, who was convicted of the murder of Fortunata Campbell in Pagosa Springs in July, 1910.

FINDS THERE ARE OTHERS

Tumulty Has Birthday; So With Palmer and Underwood

WASHINGTON, May 5.—Joseph P. Tumulty, secretary to President Wilson, was 34 years old today, but he modestly concealed the fact until Representative A. Mitchell Palmer dropped in at the executive offices, remarked that today was his own birthday, that tomorrow was Democratic Leader Underwood's, and suggested a triple celebration.

CONGRESSMAN DROPS DEAD

Representative Martin of New Jersey Expires in Depot

WASHINGTON, May 5.—Representative Lewis J. Martin, democrat of Newton, N. J., dropped dead in the union station here today. He was serving his first term in Congress and had served his state in both the assembly and the senate, being the minority leader in the latter from 1899 to 1902. Mr. Martin was 69 years old.

HOSPITAL PATIENT SLAIN

James Welch, Inmate of Stockton Asylum, Prompted to Death by Giant

STOCKTON, May 5.—While attendants of the state hospital fought their way through the ranks of insane patients on their way to breakfast this morning Michael Petricich, a man of giant build, stamped out the life of James Welch, another patient, beneath his feet. Welch was committed from Sacramento in 1911.

NINTH VICTIM UNEARTHED

But One More Body to Be Recovered From Blast Debris at Riverside

(Special Dispatch to The Call) RIVERSIDE, May 5.—The ninth victim of the recent premature explosion in the factory of the Riverside Portland Cement company, Luis Alvarez, was unearthed today. One body still remains under the tons of rock thrown down by the blast.

SEVEN SAILORS DROWNED

German Salvage Boat Capsizes in a Heavy Sea

HELGOLAND, Germany, May 5.—Seven sailors were drowned here today by the capsizing in a heavy sea of a salvage boat. The sailors were working at the wreck of torpedo boat S-178 of the German navy, lost, with 11 lives, March 5, after it had been cut in two by the cruiser Yorck.

TAX COLLECTOR A SUICIDE

Walter H. Wegner of Merced Ends Life by Shooting Himself

MERCED, May 5.—Walter H. Wegner, tax collector of Merced county, committed suicide today in his home by shooting himself. No motive has been learned. He leaves a widow, who is visiting in the east.

NOVELIST'S LIFE FOR DOG

English Woman Drowns Trying to Save Her Canine Pet From Water

LONDON, May 5.—Alice Maud Meadows, a novelist, was drowned today a few miles from London while attempting to rescue her dog, which had fallen into the water.

FLYER DIES IN OHIO FALL

Aviator, Caught under Engine in 200 Foot Plunge, Is Killed

AKRON, O., May 5.—Charles Carlson, 24 years old, an aviator of Milwaukee, was killed today when he was crushed beneath the engine of his aeroplane after falling about 200 feet.

AMUNDSEN GETS PENSION

Norway Grants Pole Explorer Life Annuity of \$1,620

CHRISTIANIA, Norway, May 5.—The storting today voted to Captain Roald Amundsen, discoverer of the south pole, a life annuity of 9,000 kroner (\$1,620).

CITY MERCHANTS STRENGTHEN TIES WITH INTERIOR

Southern San Joaquin Valley Is Penetrated by the Trade Excursion Conducted Under the Auspices of the Chamber of Commerce of the Great Bay Metropolis

GREETINGS HEARTY AT EVERY STATION

Band of Twenty Pieces Meets Delegation at Station in Coalinga and Heads Parade Through Town—Population Roars, "Good Morning, San Francisco"

By TOM BELLEV

(Special Dispatch to The Call) HANFORD, May 5.—Seventy members of the San Francisco Chamber of Commerce began today a tour of the cities of the southern San Joaquin valley to forge stronger, through personal appeal, the link of commercial cordiality binding them to the metropolis of the bay.

Pencil and credit books were left at home in this excursion for trade extension, as William H. McCarthy, chairman of the party, remarked to the members of the Coalinga Chamber of Commerce. "The object of this trip is to cultivate a spirit of good fellowship, to advance the interests of both communities by developing a fuller appreciation of each other's needs and sharing in each other's difficulties and blessings."

Two years ago a trip similar to this in the ground covered was made by the "flying legion." The friendships made then and the commercial comity established were everywhere renewed today.

The entire program was arranged by L. M. King, executive secretary of the San Francisco chamber.

The merchants of the cities visited showed a keen interest in the excursionists. The occasion was made a festival and the towns took on their holiday appearance. Bands played and children in Sunday attire cheered as the delegates moved up the principal thoroughfares.

At Hanford a reception committee boarded the special. It was not yet 7 o'clock and the Coalinga delegation found the "merchant princes" of the city in their palamas.

E. N. Ayers headed this delegation. Ayers conducted a drug store at Eddy and Leavenworth streets before the fire and when Van Ness avenue became a retail center he had a store at Geary street and Van Ness avenue. He kept things popping all morning, and his assistants, Thomas Smith, George D. Roberts, Wade Lisle, S. R. Bowen and H. P. Jayne were never far behind.

"GOOD MORNING, SAN FRANCISCO"

As the delegates left the train Coalinga's population, men, women and children, roared in hearty unison: "Good morning, San Francisco."

A band of 20 pieces, collected under the leadership of Gus Fohrt, struck up a march and a parade was on. It was not a lazy band either, for they never took their horns from their lips until the parade had reached the Growlers' club.

Here President Charles Hively, general manager of the Kern Trading company, extended a welcome. Frank Kuzel, who was formerly manager of the Press club in San Francisco, appeared on the scene as the honoree of the Coalinga clubmen. He knelt a great many of the delegates and helped along the good cheer.

Frank Cheney as chairman of the transportation committee had a string of autos on hand, and assisted by R. L. Poeler and William Zimmerman, he escorted the entire party to the oil fields, where they saw the black petroleum spout from the earth.

RECEPTION FOLLOWS

Later a reception was held in the Growlers' club rooms. S. R. Bowen, president of the Chamber of Commerce, spoke of the pride the whole San Joaquin valley takes in the great city of San Francisco.

"We feel," he said, "that the development of the interior should be hand in hand with the development of the city. When San Francisco rejoices, we are glad, and when she is in trouble, we also suffer. It is, and will remain forever, the greatest city on the Pacific coast. It is the mother city of California and the fountain head of all the state's activities. The supply of San Francisco capital makes this a great oil center and the continuance of that support maintains this great industry."

ARRANGE JOINT INQUIRY

As an earnest of his declared intention to bring into the dragnet all available proof against the eight politicians charged with having accepted bribe money from members of the

MERRIAM SCANDAL IS BARED

Captain Spurns Plea to End the Suit

Sketch of Captain Merriam made in court; wife whom he seeks to divorce, and their daughter, whose custody is sought by each of the parents.



BARTENDER AVERS ESOLA BUNKOED HIM OUT OF \$100

Tells Commissioners Detective Took Money for Bail When None Was Required—More Proof

To the many charges of bribe taking against Detective Frank Esola, who is now under indictment for grand larceny as the result of disclosures made by confessed bunco men, were added other accusations of a similar nature by two new witnesses examined last night by the police commission.

Louis Gianni, formerly proprietor of a notorious saloon at Pacific avenue and Sansome street, whose license was revoked by the police commission two months ago after the resort had been denounced as a gathering place for crooks, testified that Maurice de Martini, the bunco man, had left \$50 with him to give to Esola.

After the money had been placed in his keeping, the witness testified, John Boccia, another member of the bunco gang, came to the saloon and said that De Martini had sent him for it. Later, Gianni continued, De Martini visited the place and asked that the money be returned to him as he had given Esola his "cut" in the meantime.

BUNKOED BY ESOLA, HE SAYS

Attilio Devalle, who was employed as a bar tender by Gianni, followed the saloon keeper on the stand and told of Esola having induced him to put up \$100 as bail to obtain his release from the city prison.

According to the witness, he had been swindled out of \$19.50 by a bunco man, whom he met later and at the point of a revolver demanded the return of his money. For this, he testified, he was arrested and placed in detainee at the prison.

Esola went to Gianni, the witness said, and advised him to put up \$100 for Devalle's release. After Devalle had been released and had learned that bail had not been required, he went to his employer, according to his testimony, and asked that Esola be forced to refund the money.

As an earnest of his declared intention to bring into the dragnet all available proof against the eight politicians charged with having accepted bribe money from members of the

Judge Flays Order Barring Wife From Fort

Kephart Highhanded And Unjust to Woman, Says Graham

Mrs. Bessie C. Merriam, fighting for the preservation of her good name, which had been banded about in several eastern and southern forts, went upon the witness stand before Judge Graham yesterday to repudiate the charges of cruelty made against her by Captain Henry C. Merriam, in charge of mine planting at the Presidio of San Francisco, in his suit for divorce and the custody of his child.

With Charlotte Merriam, pretty, fair haired and 3 years old, as the innocent storm center of the court proceedings, the attorneys for Captain Merriam and his wife uncovered an army scandal that is alleged to have begun in 1911 at Jackson barracks, near New Orleans. Mrs. Merriam's name was linked with that of Major Clarence Murphy, a civilian who obtained his title through service on the staff of the governor of Louisiana, a man introduced to Mrs. Merriam by Captain Merriam.

WIFE ORDERED FROM FORT

During the absence of Captain Merriam on duty of the Texas border from April to June, 1911, Major Murphy frequented Jackson barracks. Later, after Captain Merriam's return from Galveston, Mrs. Merriam was directed by him to leave the barracks. She went with her daughter to Indianapolis and in time received a notification from Major Samuel A. Kephart, commandant, through his adjutant, not to return. An appeal to the war department by the wife ended when the Washington authorities sustained the action of Major Kephart.

HIGH HANDED, SAYS JUDGE

Judge Graham at the conclusion of the session criticized the action of Major Kephart and the army officials for dismissing Mrs. Merriam without trial.

"It was a high handed proceeding," he declared. "It was injustice on the part of the authorities summarily to remove her without a chance to be heard. They could not even remove a private from the post in that way, and here was the wife of a man virtually commander of the post, next in rank to Major Kephart, the commandant."

Names well known in the social life of a dozen cities adjacent to United States fortresses are appended to depositions introduced and read into the evidence by Attorney Barclay Henley.

HALT TRANSPORT; LOAD MUNITIONS OF WAR ABOARD

Orders From Washington Stop the Sherman in Bay and 5,000,000 Rounds Placed in Hold

The United States army transport Sherman, which was scheduled to sail yesterday for Honolulu and the Philippines, did not sail, but left the dock 15 minutes late and dropped anchor out in the bay.

Naval barges went alongside, and all night laborers of the quartermaster's department worked to load 5,000,000 rounds of small arm and small artillery ammunition into its hold.

The brief delay in leaving the docks was explained to be due to slowness of the stevedores handling the cargo.

The Sherman will sail at 8 o'clock this morning. Army officers stated last night that the ammunition is destined for the Philippines and that no special significance is attached to the late order for its shipment.

The senior officer yesterday was Brigadier General C. S. Roberts, retired, who is en route to Manila. Other officers of high rank on board were Colonel J. A. Hull, judge advocate, who was to have sailed on the April transport for Manila, but who was hastily recalled just before his departure by the suicide of his wife in Omaha; Colonel D. M. Appel, medical corps, and Colonel F. D. Sturgis, first field artillery, both of whom will be stationed at Honolulu.

Captain J. C. Goodfellow, coast artillery corps, was commanding officer. The Fifty-fifth company, coast artillery corps, from Fort Du Pont, Delaware, three officers and 53 men, commanded by Captain Charles Winn, coast artillery corps, was the only organization on ship, but there were about 300 enlisted men of the army for Honolulu, 145 enlisted men for Manila, 60 marines for Manila and 5 for Honolulu and 20 enlisted men of the navy for Honolulu.

The usual amount of freight was carried, consisting principally of forage for Manila, and a large amount of subsistence supplies. A large crowd gathered at the dock to witness the departure and the Sixteenth infantry band played.

CONGRESS TODAY WILL GET MOVE TO MAKE ALIEN LAND ACT VOID

Resolution Seeking to Nullify California Statute Will Be Offered by Representative Britton of Illinois—Attorney General Will Be Ordered to Institute Proceedings in Federal Court When Johnson Signs the Bill and It Becomes Law

SUPREME TRIBUNAL TEST IS PLANNED

Litigation Likely to Include Japanese Stand That They Are Not Mongolians and Therefore Eligible to Citizenship—New Interpretation of Treaty Also Expected—Washington Anxious to Have Matter Adjudicated Soon as Possible

(Special Dispatch to The Call) WASHINGTON, May 5.—The Japanese situation will be brought squarely to the attention of congress tomorrow, when Representative Britton of Illinois will offer a resolution directing the house judiciary committee to report a resolution calling upon the attorney general to institute proceedings to bring the California alien act into the federal court for annulment as soon as it becomes a law by the governor's signature. This move is taken with the view to having its validity eventually passed upon by the United States supreme court.

Members of congress and government officials have believed for some time that the California act and the status of the Japanese under it would have to be thrashed out in the supreme court.

There is great interest here in the Japanese situation as it develops from the passage by the California legislature of the act which prohibits the ownership of land in that state by aliens ineligible to citizenship. The act was aimed at the Japanese upon the theory that they are of the Mongolian race, and therefore ineligible to become American citizens under the constitution and laws of this country.

TEST CITIZENSHIP RIGHT

The understanding is that the Japanese authorities contend they are not Mongolians and are therefore eligible to American citizenship. It is supposed this question is one that will not be finally settled until it is passed upon by the supreme court.

Another question upon which final settlement of the treaty may depend is the proper interpretation of the existing treaty between the United States and Japan. Some authorities hold that the California act would violate the spirit if not the letter of the treaty. This view is understood to have considerable support among the Japanese.

In this connection the question arises whether, assuming that the California act would violate the treaty, which is the law of the land, or the state law would actually prevail. Apparently the constitution leaves to states the regulation of local matters such as land ownership, but, on the other hand, under the constitution a treaty is held to bind this government.

EARLY SETTLEMENT WANTED

During the consideration of the anti-Japanese legislation in California and the negotiations between the Wilson administration and the California authorities concerning the matter it has been broadly intimated that in the event the act were passed the federal government would seek to have the dispute adjudicated as soon as possible by the highest tribunal in the land. It has been the belief that President Wilson favored the government taking a hand in the matter with a view to getting the controversy before the supreme court at the earliest date possible.

Secretary Bryan in California stated that enactment of the alien land ownership bill would inevitably lead to long and troublesome litigation. He was speaking for the president, who also has given an idea of his views on litigation being probable in his communications to Governor Johnson.

One suggestion has been that a Japanese might institute suit to establish his rights and that the department of justice intervene in that proceeding. Secretary Bryan is due here Thursday, and action on the matter, so far as the administration is concerned, will be postponed until after he has had an opportunity to discuss the situation fully with the president.

The written resolution will bring the

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