'MAJOR' MURPHY WILL NOT APPEAR IN MERRIAM CASE

Alleged Affinity, Taking Trip Around World, Is Last Heard From in Hawaii

FAIR DEFENDANT IS SICK IN HOSPITAL

Counsel for Officer's Wife Will Insist Upon Complete Vindication

"Major" Clarence Murphy, whom Captain Henry C. Merriam charged as having been the affinity of his wife and disrupter of their happy home, is beyond control of the superior court, in a trip around the world, according to advise received yesterday. When the stormcloud burst last year at Jefferson barracks breaking up the Merriam home, Murphy was general passenger agent of the Southern Pacific at New Orleans. He immediately resigned his position and went to St. Louis.

Early this year he left St. Louis and disappeared. Attorneys for Captain Merriam recently took a deposition from Albert Andrews of New Orleans, a close friend of the missing witness. Andrews testified that his latest news from Murphy was from Honolulu to the effect that the "major" was about to depart on his way around the world.

For years "Major" Murphy was on the governor's staff in Louisiana and was a prominent figure in social circles at New Orleans.

That Mrs. Bessie C. Merriam's condition, both mental and physical, is so serious that it is improbable she will be able to appear in court Tuesday, when the divorce trial is set for resumption, was the opinion of her attorney, Judge Judson W. Reeves, yesterday.

Since Mrs. Merriam's removal in an ambulance Friday from her apartments to the St. Francis hospital, where she has been under the constant care of Dr. John Gallwey and the attention of nurses, her condition, it is declared, is little if any better than immediately after her nervous collapse under the strain of the trial. When the case is called again Tuesday morning counsel for both sides will appear, but with Mrs. Merriam confined to the hospital and Captain Merriam at San Diego it is problematical just what action will be taken.

COUNSEL IS ANNOYED

Judge Reeves expressed some annoyance yesterday over the fact that the main reason assigned for Captain Merriam's decision to withdraw his suit and allow Mrs. Merriam to obtain the divorce on the technical ground of desertion was consideration for Charlotte, their little daughter.

Admitting that the shielding of Charlotte's childish life from the shadows of scandal was a praiseworthy motive, Judge Reeves called attention to the fact that thus far in the trial no evidence save the plaintiff's had been taken; in other words, that up to the time the trial was halted by Mrs. Merriam's breakdown, her side of the case had not been presented at all.

INSISTS ON WITHDRAWAL

"I want it understood thoroughly," said Judge Reeves yesterday, "that we shall insist on a full and complete withdrawal of the charges against Mrs. Merriam's character and good name before we shall meet any compromise whatever. We have evidence, none of which has been presented in the trial, to meet and refute all charges made by the plaintiff as to her conduct at Jackson barracks and elsewhere in the south. Having had, through the circumstances, no chance to present this evidence and thus clear Mrs. Merriam's name in open court, we shall insist on a complete withdrawal of the charges made before we shall permit the case to be closed. To allow the case to be dismissed now, merely to shield the little girl—a worthy enough reason if it stood by itself—would be to leave a cloud over Mrs. Merriam's name which our unheard evidence would clear. Unless the cloud is cleared away by the retraction of Captain Merriam's charges completely, we shall fight the case out to the end, if it takes a year.

STIGMA MUST NOT REMAIN

"Of course," added Judge Reeves, "the dropping of the suit by Captain Merriam and his allowing his wife to obtain the decree on technical grounds of desertion would clear her technically and legally of the charges he has brought. That is not sufficient for us, however, for the moral and social stigma must not be allowed to hang over her. Complete vindication of her good name must be made. If it is not, we shall wage our fight to the end—and I think I have all justification, in view of the character of our as yet unpresented evidence, in feeling sure as to the outcome. You must bear in mind the fact that thus far we have not even given an inkling as to what the nature of our defense would be. Is it fair to allow the case thus to be dropped?"

Judge Reeves remarked that public comment that had come to his ears had been about evenly divided in behalf of Captain Merriam and his wife, even before any hint had been made as to the nature of the defense.

Walter H. Linforth, counsel for Captain Merriam, when asked yesterday if he had a comment regarding the declaration of Mrs. Merriam's counsel to fight any halfway compromise, said that while no one more than he wanted to see the case settled quickly and amicably, and the painful phases of it hushed for all time, if Mrs. Merriam and her attorneys held to their declared intention to fight it would be his duty, as Captain Merriam's attorney, to wage legal battle in return.

Captain Merriam's own attitude in the matter, expressed before his departure for San Diego, seems to be a willingness to compromise fully provided such a compromise will not jeopardize his standing as an officer of the United States army.

KILPATRICK FORCED TO POSTPONE FLIGHT

High in Air He Finds the Crank Case of His Motor Cracked and Comes Down

(Special Dispatch to The Call)

LOS ANGELES, May 10.—John Guy Kilpatrick, the 17 year old aviator, was today compelled by an accident to his engine to postpone his start on his flight from Dominguez field to San Francisco.

Kilpatrick arose from Dominguez at 2:30 o'clock and headed for Ventura, which was to have been his first stop.

When over Inglewood he noticed something wrong in the motor and discovered the crank case cracked in several places. He returned to Dominguez field and landed safely. A new start probably will be made next week.

MAJOR CLARENCE MURPHY ON TOUR OF THE WORLD

TRIAL GAMES OF TENNIS PLAYED

Candidates for Places on American International Team Are Defeated

NEW YORK, May 10.—G. F. Touchard and T. R. Pell, candidates for places on the American international lawn tennis team, were beaten here today by W. M. Hall, paired with Haggett, the English professional, who replaced Karl Behr, in four straight sets at 6—3, 6—4, 6—3, 6—4. The day was cold and windy, which seriously interfered with good play.

Before the trial match, the Australian players, who will meet the Americans next month, held the court, it being the first time they have played here. S. N. Doust, captain of the team, paired with A. B. Jones, met Horace Rice and E. W. Hicks, the manager. All of the men displayed swiftness, hard hitting and skill at position play. Doust was especially good overhead, while Jones revealed a powerful backhand. All were excellent off the graund. They shifted a number of times playing singles, but no regular scores were kept.

The Australians will go to Tuxedo tomorrow and then move on to Philadelphia for regular practice until the Davis cup contests.

Favorites Are Winners

TUXEDO, N. Y., May 10.—H. H. Hackett and R. D. Little, together with N. W. Niles and A. S. Dabney, the Boston pair, were the winners here today in the continuation of the round robin doubles. The former pair, which is favored for a place on the American international team, defeated William A. Larned, former national champion, and R. D. Wrenn at 13—11, 6—1, 6—4. Then the Bostonians defeated W. J. Clothier of Philadelphia and C. F. Watson Jr. at 10—12, 8—6, 6—3, 5—7, 6—3.

Public Schools' League Schedule

The preliminary round of the Public Schools Athletic league basball schedule is nearing completion, and the only games to be played are those that had to be postponed for rain and other causes.

At the present time, in the 95 pound division, John Swett leads the first district teams with 1000 per cent; Hamilton and Sutro top the column for the second district, while Columbia has won the B division of the third district. In the fourth district Fairmont and Monroe are tied with 750 per cent.

In the unlimited division Washington has won the A district title, Hamilton leads the second district with two games still to be played, while Bay View has an edge on the fourth district over Bernal.

The games still to be played have been scheduled as follows:

MONDAY, MAY 12.

At Hamilton playground—Hearst vs. Grant, unlimited.

At Golden Gate park—Roosevelt vs. Hamilton, unlimited.

At Southside playground—State Normal vs. Horace Mann, unlimited.

MONDAY, MAY 19.

At Hamilton playground—Adams vs. John Swett, 95 pounds.

At Golden Gate park—Roosevelt vs. Hamilton, 95 pounds.

At Balboa park—Bernal vs. Sheridan, 95 pounds.

TUESDAY, MAY 20.

At Balboa park—Fairmont vs. Monroe, 95 pounds.

At North Beach playground—Washington vs. Hancock, 95 pounds.

At Hamilton playground—Fremont vs. Hamilton, unlimited.

WEDNESDAY, MAY 21

At Balboa park—Bernal vs. Glen Park, unlimited.

At Southside playground—Columbia vs. winner A, third district, 95 pounds, third district championship.

THURSDAY, MAY 22

At Balboa park—Sheridan vs. Monroe, unlimited.

At Golden Gate park—Sutro vs. winner A, second district, 95 pounds.

At Hamilton playgrounds — Washington vs. Yerba Buena, unlimited, first district championship.

FRIDAY, MAY 23

At Hamilton playground—John Swett vs. winner, third district, 95 pounds, final game.

At Southside playground—Winner, second district, vs. James Lick, unlimited, final game.

At Jackson playground—Bay View vs. winner B, fourth district, unlimited, fourth district championship.

Wind Prevents Race of Varsity Crews

CAMBRIDGE, Mass., May 10.—A stiff northwester that swept the lower reaches of the Charles river prevented a race today between the varsity crews of Princeton, University of Pennsylvania and Harvard. The referee, Lieutenant James Ingram of the battleship Nebraska, postponed the struggle until Monday forenoon, subject to faculty approval.

The three crews waited all afternoon for the gale to subside, while several thousand persons shivered on the river bank. Just before sunset the referee ran down the course and found conditions prohibitive. The breeze did not prevent all three crews from taking the water at sunset and paddling about in the narrow parts of the river, where the going was smooth.

STANFORD TENNIS CAPTAIN

STANFORD UNIVERSITY, May 10.—William L. Hutchinson '15 was elected today to captain next year's varsity tennis team. Hutchinson has been a member of the Stanford varsity team for the last two years. He is a steady player and will make a good captain.

CORNELL WINS AT TENNIS

NEW YORK, May 10.—Cornell defeated Columbia in every set of their dual tennis match here today, taking both singles and doubles. Score—Cornell 6, Columbia 0.

HARNESS RACING SEASON TO OPEN

Fine Card to Be Presented by the San Francisco Driving Club

The season for harness racing at the speedway in Golden Gate park will be opened today by the San Francisco Driving club, which has arranged a series of matinee races for pacers and trotters.

The prospects for a successful year never looked brighter at this time. There appears to be plenty of horses around, and they look to be of a better class than those that raced in the Sunday afternoon events heretofore.

The card arranged for today is a varied one. There are nine events down for decision. The card will open with a race for pacers, and this will be followed by mixed events between trotters and pacers. There is a pony race.

The card is as follows:

First race—2:40 pace for the San Francisco Driving club's cup.
Second race—Special, Thomas O'Dowd cup.
Third race—Special, 3 minute dash, San Francisco Driving club's cup.
Fourth race—Free for all pace, William Roeder cup.
Fifth race—2:22 pace, San Francisco Driving club cup.
Sixth race—Free for all trot, H. Hackfeld cup.
Seventh race—2:15 pace, Claremont hotel cup.
Eighth race—2:25 trot, the Cutter cup.
Ninth race—Pony race, Alligator pear soap cup.

W. J. Kenney, the efficient starter who dispatched the fields with so much success last year, will again send the horses on their way. He will have for his assistant Martin Ford. The following are the other officials: Judges, H. C. Ahlers, Jerry O'Shea, James E. Finch; honorary judges, F. Heenan, S. H. Cowell, Charles Silva; timers, J. A. Wilkins, F. P. Lauterwasser Sr., J. W. McTigue; marshal, William Malough; secretary, James McGrath.

Committee of arrangements: George J. Giannini, John Holland, John Nowlan, J. C. Welsh and A. Ottinger.

Anderson and Mandot to Entertain

LOS ANGELES, May 10.—As the beginning of their active training for their scheduled 20 round fight at Vernon arena, May 20, "Bud" Anderson of Medford, Ore., and Joe Mandot of New Orleans arranged today to box tomorrow afternoon with their sparring partners at their respective camps for the edification of fans.

Anderson, whose manager declared he was lighter in weight than he had been for some time, announced that he had added a wrestler to his training staff to give him additional strength in clinches. The wrestler is Tony Ajax, who is scheduled for a match here May 27 with Dan McLeod, who claims the title of light heavy weight catch as catch can wrestler of the world.

St. Louis Fans Pleading For Stovall

ST. LOUIS, May 10.—Petitions requesting President Johnson of the American league to reinstate George Stovall as manager and first baseman of the St. Louis team are being circulated here today.

The petitions state that "if extreme punishment should be visited on Stovall for an impulsive act, which he himself sincerely deplores, the team that he has built up would be left without a leader and the favorable sentiment created by his efforts would go for naught. His suspension alone has been a heavy punishment both for him and the St. Louis team."

Baum Lifts Suspension Off Page

LOS ANGELES, May 10.—The three days' suspension imposed upon Second Baseman Page of the Los Angeles team of the Pacific Coast Baseball league, because he called Umpire Bush a "liar" in an argument on a decision over a play in Thursday's game, was lifted tonight by order of President Baum, who is in Los Angeles, and the player is expected to play in tomorrow's game.

It is reported that Center Fielder Maggert, who was fined $5 by Bush the same day, when he threw down his bat in disgust, might be meted out some additional punishment.

SAN JOSE DEFEATS PALO ALTO

PALO ALTO, May 10.—After defeating the San Jose high school's baseball team on two occasions by scores of 10 to 1, Palo Alto lost to its Garden City rival this morning in the final game of the series. Both sides were blanked up to the sixth inning, when three hits by San Jose over second base brought in two tallies. Pratt, the local catcher, made Palo Alto's only run in the eighth, stealing two sacks and crossing the rubber on an overthrow. The score:

	R.	H.	E.
San Jose	2	5	4
Palo Alto	1	2	3

Batteries—Worley and Williams; Stevens and Pratt.

San Jose carried off top honors in the tennis tournament on the Stanford courts this morning. Murray and Howard of Palo Alto, who beat Teale and Alton of San Mateo 6—4, 9—7, were defeated by Walker and Luddeman of San Jose by scores of 6—1, 6—2.

EVEN UP TENNIS HONORS

EUGENE, Ore., May 10.—The University of Washington tennis players evened up honors of the two days' tournament here by taking both singles and doubles today from the University of Oregon players. Shannon of Washington defeated Brooks in the singles, 6—3, 6—1. In the doubles Miura and Adams of Washington defeated Bond and Obertauffer 6—0, and Brooks took Obertauffer's place. Washington took the next two sets, 6—4, 6—4.

RUBE WADDELL IMPROVES

MINNEAPOLIS, Minn., May 10.—Rube Waddell, who has been ill since the early part of the week, is improving. Dr. H. L. Williams, athletic director of the University of Minnesota, is attending the famous ball player and says there is no doubt that Waddell's leg, which was threatened with blood poison, will be saved. An operation was performed today to prevent spreading of the poison.

EBBETTS IS DINED

NEW YORK, May 10.—Charles H. Ebbetts of the Brooklyn National League club today celebrated his thirtieth year in professional baseball as an employe, secretary and club president successively. He was the guest tonight at a dinner given to him by citizens of Brooklyn. Plates were laid for 800, the largest dinner ever given in Brooklyn borough.

CENTERVILLE WINS MEET

Centerville won in the meet with Hayward yesterday, the final score being: Centerville 66, Hayward 43. In the pole vault Lowrie of Centerville was first, height 9 feet 3 inches. The high jump was taken by Larson of Centerville, height 5 feet ½ inch.

OAK PARK HIGH WINS

LAKE FOREST, Ill., May 10.—Oak Park high school, with 38 points, won the tenth annual interscholastic meet today. Culver Military academy was second with 19 points.

MISSOURI UNIVERSITY TEAM WINS

COLUMBIA, Mo., May 10.—The Missouri university track team this afternoon defeated the team from the Kansas Agricultural college in a dual meet. Score, 59 to 21.

DARTMOUTH IS WINNER

HANOVER, N. H., May 10.—Dartmouth defeated the University of Pennsylvania in the track meet here today by a score of 70½ to 46½.

YALE'S CLEAN SWEEP

NEW HAVEN, Conn., May 10.—Yale made a clean sweep in the tennis matches with the University of Pittsburg today, winning 6 to 0.

CARPENTERS PLAN FOR NEW BUILDING

Structure to Occupy $35,000 Site at Corner of Valencia and McCoppin Streets

The several locals of the United Brotherhood of Carpenters and Joiners of America, located in this city, and affiliated with the Carpenters' Hall association, voted through their representatives at a meeting last Friday night to purchase a site and build a new hall. This will take the place of the one that was in Fulton street near Polk and which, last January, was sold to the city and vacated in the interest of the civic center movement. The officers of the association were instructed to purchase a lot at the southwest corner of Valencia and McCoppin streets, opposite the Pythian castle, for $35,000. This has a frontage of 75 feet along Valencia street and 90 feet along McCoppin. As this point is without the fire limits the general opinion at the meeting was that a frame structure shall be erected on the site. As soon as the deal is closed, plans will be called for, and when accepted the work of construction will be started and pushed forward as rapidly as possible, as the quarters now occupied by the association at Fourth and Market streets will have to be vacated in the early part of next year.

* * *

The San Francisco Labor council at its last meeting made a donation of $100 to the Ohio flood sufferers and requested all affiliated unions to contribute as liberally as possible to the relief fund.

The council gave its moral support to the wireless operators on strike and advised the unions to do likewise.

The secretary was directed to send a telegram to Governor Johnson asking him to sign several bills which the council has indorsed, and which have passed both houses. One of these provides that all transcripts on appeal in criminal cases shall be printed and not typewritten.

On recommendation of the executive committee the new wage scale of the coopers, working in breweries, was indorsed.

* * *

Cooks' union No. 44 was granted a boycott against an eating house, the executive committee in its report declared is unfair to organized labor.

* * *

A. A. Greenbaum and E. H. Slissman, delegates from local No. 6 of the Musicians' Mutual Protective union, accompanied by Frank Borgel, are on their way to Toronto, Canada, to attend the session of the American Federation of Music.

At the last meeting of the board of directors of this local C. G. Woodbury was readmitted to membership; L. W. Allen, Miss L. F. Brown, V. R. Culbertson, S. A. Douglas, L. M. Laanne, F. F. Lee, C. Ludwig and M. L. Lytjen were reinstated; A. R. Engel and W. E. Leeder were admitted to membership by transfer; John Bone, Miss Hilda Indig and Adolph Meyer were elected; the transfer membership of S. Merloo was annulled, and Isac Cohon of Portland and R. L. Hidden of Columbus, O., were admitted on transfers.

* * *

The Building Trades council has appointed a committee to co-operate with the Elevator Conductors' and Starters' union, which will ask the supervisors to fix the scale of wages for all operators of elevators in public buildings at $100 per month. Frank C. MacDonald, business agent for the council, as chairman of the committee, will present the matter to the finance committee of the supervisors at its next meeting.

* * *

Deaths in labor organizations have been reported as follows in the last week: Herman Kuerzi of the brewers and maltsters, Mark Kenny of the beer bottlers, Fritz Schweitzer of the bakers and confectioners, John C. Dougherty and Hugh Griffin of the riggers and stevedores, Sacharias Olsen and Ivar Bjorn Kurton of the Sailors' union and Ferdinand Forsen of the Alaska Fishermen's union.

* * *

The strike at the Frank & Hyman boot and shoe factory, which had been on for nearly five months, was terminated yesterday by the firm granting practically all that the workers asked for, and the employes will return to work tomorrow morning.

* * *

The Printers' Mutual Aid society will hold its regular meeting this afternoon for the admission of candidates.

PACIFIC FLEET STATIONS

Following are the present stations of United States warships of the Pacific fleet:

Alert, F-1, F-2, F-3, Paul Jones, Preble, Stewart, Truxton and Whipple at San Diego; Colorado and South Dakota at San Francisco; Marblehead at Sausalito and Saturn at Guaymas, Mex.

Kansas Track Team Wins From Nebraska

LINCOLN, Neb., May 10.—On a field heavy with mud and with a slight drizzle of rain during some of the events, the track team of Kansas university won from Nebraska this afternoon by a score of 73 to 36. Summary:

100 yard dash—Crane (Kansas) first, Zumwinkle (Nebraska) second. Time, 10 4-5 seconds.

Half mile run—Patterson (Kansas) first, Edwards (Kansas) second. Time, 4:42 1-5.

120 yard hurdles—Hazen (Kansas) first, Perry (Kansas) second. Time, 16 2-5 seconds.

440 yard run—Zumwinkle (Nebraska) first, Cissna (Kansas) second. Time, 54 1-5 seconds.

220 yard hurdles—Hazen (Kansas) first, E. Perry (Kansas) second. Time, 28 3-5 seconds.

Half mile run—Black (Kansas) first, Patterson (Kansas) second. Time, 2:00 4-5.

Mile run—Nicholson (Kansas) first, Edwards (Kansas) second. Time, 10:31 3-5.

220 yard dash—Crane (Kansas) first, Hilton (Kansas) second. Time, 23 3-5 seconds.

Pole vault—Reams (Nebraska) and Lindstrum (Nebraska) tied for first place. Height, 10 feet 8 inches.

Mile relay—Kansas won. Time, 3:32.

Discus throw—Meyers (Nebraska) first, Burnham (Nebraska) second. Distance, 115 feet.

Broad jump—Reese (Nebraska) first, Hazen (Kansas) second. Distance, 20 feet 1½ inches.

SPECTACULAR FINISH

EUGENE, Ore., May 10.—Columbia university of Portland furnished the high point winner and won handily the fourth annual University of Oregon interscholastic track meet held here today. Columbia scored 37¼ points, winning the relay in a spectacular finish with the Eugene high school contestant not a yard behind. Kirland of Colorado scored 12½ of his team points. Washington high school, Portland, was second with 16 points, Eugene high third with 14 and Hill Military academy, Portland, fourth with 13. Other point winners were: Astoria, 8; Jefferson high, Portland, 7½; St. Johns, 6; Athena, 5; Salem, North Bend, Corvallis and Pleasant hill, 4 each.

GERMAN AVIATION CONTEST

BERLIN, May 10.—The Prince Henry aviation contest will start from Weisbaden tomorrow with 32 officer pilots contending, together with a number of amateurs. The emperor, Prince Henry, the Bavarian prince regent and several grand dukes have offered special prizes. In addition there will be cash prizes of 70,000 marks ($17,500).

MUST TELL ABOUT FIGHT

CHICAGO, May 10.—Third Baseman Olson of the Cleveland club and Catcher Nunamaker of the Boston team will be suspended unless they file by Monday with President Johnson of the American league full reports of the general fight among the players which took place after the game in Cleveland on Wednesday.

U. OF C. DEFEATS NORTHWESTERN

CHICAGO, May 10.—Captain Kuh led the University of Chicago athletes to a 74 to 52 victory over Northwestern at Marshall field today. His work in winning three firsts was the feature of the meet. It was the first time the new track and field at the Midway has been used.

OAKLAND MILLIONAIRE WEDS SCHOOL TEACHER

Francis Cutting, Fruit Packer, and Miss Alice Maria Duren Marry

In the presence of but a few close friends Francis Cutting, millionaire fruit packer, who resides in Oakland, was married quietly yesterday afternoon to Miss Alice Maria Duren, a teacher in the Prescott school, Oakland. The groom is 79 years of age and the bride 49.

The ceremony, which was performed by Rev. Earl Wilbur, D. D., of Berkelay, at the home of A. D. Cutler, 2801 Green street, this city, was marked by its simplicity. The Cutlers were formerly residents of Oakland and are very close friends of both the bride and groom.

Cutting is one of Oakland's leading capitalists, and his home at 274 Nineteenth street is one of the show places of the bay city. He is a widower, his wife having passed away four months ago, after a lingering illness. Miss Duren has occupied a responsible position with the Oakland school department for many years.

The groom's native town is Lowell, Mass. He came to San Francisco and located here in business in 1858, when the Cutting Packing company, of which he is president, was established. He is also president of the American Tin Mining company of Alaska, vice president of the Sacramento Valley Colony company, vice president of the American National bank, and is interested in a number of other large corporations.

Mr. and Mrs. Cutting will make their future home in the Cutting residence in Oakland.

LOCAL BREVITIES

Convicted of running a lottery place, Ah Lee was fined $30 by Judge Shortall yesterday.

Edward Cook, 640 Clay street, says articles worth $48 yere stolen from his room yesterday.

Silverware worth $45 was stolen by thieves yesterday from Andrew Halman, 1360 Post street.

Bert Wood, 684 Howard street, reported to the police yesterday that his room was entered and $25 and a watch taken.

William Morris, a negro, was sentenced to serve 100 days in the county jail yesterday by Judge Shortall for beating Marie Gonzales.

Caught with opium in his possession, Ed Maher was convicted yesterday by Judge Crist of violating the poison law and sent to jail for 100 days.

Edward Jones was sentenced to one year in San Quentin penitentiary yesterday by Judge Dunne for smuggling morphine into the county jail.

Second Mate F. Edthofer of the steamer Whittier was found not guilty of charges of drunkenness and misconduct yesterday by the local inspectors of hulls and boilers.

Joseph O'Rourke, 8 years old, of 747 Fifth avenue, while skating at Second avenue and Balboa streets, was run down by a beer wagon, Arthur Brown driver, and sustained a fractured leg.

William H. Thompson, alias "Jack" O'Keefe, who shot and killed Patrolman Byron C. Wood at Turk and Taylor streets one week ago this morning, died at the central emergency hospital at 7:45 o'clock last night.

Robert de Sparr, laundry wagon driver, convicted of criminally assaulting 8 year old Kate Fraser, was sentenced yesterday by Superior Judge Lawlor to four years in San Quentin prison on a statutory charge.

Directions have been given the Central California Construction company by the board of works to begin work at once on the excavation for the Jones street tank, an essential factor in the completion of the high pressure system.

Petition for dissolution of the Martinez and Contra Costa County Railroad company was filed yesterday in the superior court. According to Attorney Rowe, the corporation was formed to obtain franchises and never operated.

PARIS, May 10.—The perils of the present inferiority of the army to that of Germany are to be called to the attention of the country by placards posted in every village in France by the republican democratic party.

REPUBLIC PLEDGE BY 10,000 SLAVS

Largest Gathering of Balkan Peoples Ever in State Planned Today

Under the Pan-Slavonic flag, more than 10,000 Slavs of San Francisco and California will gather today at Monticello Grove to celebrate their unity. It will be the largest gathering of the people of that race ever held in the west. From over the state and from the bay and interior cities they will come in bodies of 1,000 or more, each division led by a band, and a detachment of military receives or Sokols, in full uniform.

The day will be given over to speech making, national games and dances, drills by the Sokols, races and athletic sports and patriotic exercises. On the beautiful greensward hundreds of picnic biskets will be opened and a feast will be spread. Around the hospitable tables the Slavs will pledge themselves to support the future United Slavonic republic.

The feature of the celebration will be a parade, which will start at the Servian hall, 1039 Golden Gate avenue, at 8:30 o'clock. The paraders, divided into four divisions, each led by a grand marshal, will march to the ferry, where they will embark on chartered boats to the grounds. The branches of the Slavonic people will be represented in the line of march, including the Bohemians, Slovaks, Servians, Austrians, Croatians and Poles.

The boats will leave the ferry building at 9:30, 11:30 a. m. and at 1:30 p. m.

The first division will be composed of Sokols of the various nationalities and officers of the Slavonic Alliance, including S. Kucich, president; Frank Lastufka, past president; J. B. Bilafer, first vice president; J. Lazowski, second vice president; J. I. Mitrovich, treasurer, and E. T. Balich, secretary.

Second division—Slavonic Illyric society and Polish society, led by S. Kovacich, marshal, and P. Pigorich, aid.

Third division—Croatian Zvonimir, Golden Gate lodge, C. S. P. S.; California lodge, Z. C. B. J.; Dalmation society. E. L. Lester, marshal, and K. Blager, aid.

Fourth division—Servian and Montenegrin society, Servian club, Slovak Sasinek and the Slovak Sokol Pannonia. S. Milishich, marshal, and J. Stjepanich and L. Dropo, aids.

PRISONERS PARDONED BY STATE PAROLE BOARD

Nineteen Men, Convicted of Diversified Crimes, Given Chance to Go Out and Do Better

Nineteen men convicted of crimes ranging from murder to fictitious check passing, were pardoned by the state parole board at San Quentin after an all day session yesterday. The cases of 10 convicts were held over until the next meeting.

One after another the prisoners came before the tribunal and testified as to their intentions if a parole was granted. In the majority of the cases the convicts gave testimony without apparent anxiety whether or no they would get the coveted parole.

The Clark brothers of Humboldt county, who gave themselves up to the authorities at San Quentin a week ago, after they had broken the terms of their parole, were again granted their restricted freedom.

CONCERT IN PARK TODAY

The program for the concert today in Golden Gate park by the band, under the direction of Charles H. Cassasa, will be as follows:

Anthem ..... "Star Spangled Banner"
March, "Aida" (by request) ..... G. Verdi
Waltz, "Wine, Women and Song" .... J. Strauss
Overture, "Semiramide" (by request) .. G. Rossini
Suite, "En Norvege" (new; first time) .....
..... A. Coquard
1—In Molde. 2—At the Cape. 3—Finale, Dance.
Mosaic, "Konigskinder" (first time) .. Hurperdinck
Introducing the opening scene, "The Goose Girl Humming," "Child's Song," "Dearest Fiddler," "Three Fools Went Out One Day," "Chorus of Citizens," Song, "O Lovely Linden, Wilt Thou Go Maying?" "Children's March," "Bagpipe Dance," "Prayer," "Entrance of Goose Girl," Finale, Act 2.
Excerpts, "Africaine" ..... Giacomo Meyerbeer
Song, "Pilgrims' Song of Hope" ..... Batiste
Gems from "Fleidermaus" ..... Strauss
"Serenade" ..... Schubert
Adapted for band by C. Horst.
March, "Jock's Patrol" (new) ..... Godfrey
"America."

CITY IS $59,161,700 INSIDE BOND ISSUE

Unsold and Canceled Note Paper Not Included in 15 Per Cent Account

San Francisco is well within its bonded limit, according to Cyril Williams, financial expert for more than a score of years for the board of supervisors. The city's net bonded liability today is $31,560,300, while the limit is, in round numbers, $90,722,000, as figured by Williams yesterday.

The expert stated that there have been sold to date $35,542,300 of bonds of which $3,982,000 worth have been redeemed, $9,046,000 canceled and $49,491,700 on hand unsold. Thus all bonds authorized to date total, including sold, unsold, canceled and redeemed, $94,080,000.

City Attorney Long recently rendered an opinion declaring that only such bonds as are sold and outstanding are to be taken into account in reference to the limit, which is 15 per cent of the total assessment roll. On the basis of the 1912 assessment the total state and city and county assessments is $604,813,249.

The city is $59,161,700 on the comfortable side of its bond limit. This does not include the exposition bonds, which are not chargeable against the city's legal limit.

COEUR D'ALENE, Idaho, May 10.—Barney O'Neil, who recently was found guilty of having rendered a false report of the condition of the State bank at Wallaco, was denied a new trial today by Judge Dunn. O'Neil's attorney gave notice of appeal.

FINE VEHICLES AT LESS THAN COST!

Nearly a hundred high-grade pleasure vehicles built for city use are being closed out by us at less than half price. If you are going to buy any sort of a fine vehicle this summer, just remember.

One and two seat vehicles that formerly sold at $150 to $500 each are now being offered at from $75 to $150. Two Broughams that cost us $1,000 each are still left in our stock—you can buy them for $250. The loss to us will be large—THE GAIN WILL BE YOURS. We intend to close out all high-grade pleasure vehicles during this year.

Do you know that we have an assortment of carriage and automobile robes, blankets and dusters and auto and street gloves larger than any other three stocks in California? Come over to Mission street and save money.

Studebaker

Mission and Fremont Streets.