



CITY WINS HETCH HETCHY FIGHT

THAW LOSES; FACES ASYLUM AGAIN

JEROME IS VICTOR IN COURT FIGHT

Habeas Corpus Writ Granted for Immigration Authorities, Who Have Auto Ready

APPEAL TO OTTAWA PRISONER'S HOPE

Fugitive Back in United States in 24 Hours, Predicts Prosecutor

SHERBROOKE, Canada, Sept. 3.—A writ of habeas corpus releasing Harry Thaw was granted today. This is defeat for Thaw and means that he will be deported immediately to the United States, probably at Vermont, where the United States authorities plan to seize him and return the refugee to Matteawan.

Thaw was taken in charge by immigration authorities and sent to Coaticook.

Judge Hutchinson handed down his decision sustaining Constable John Boudreau's writ of habeas corpus in chambers.

The lawyers representing the Canadian government and the fugitive from Matteawan, New York, insane asylum at once continued their fight.

Preparations had been made in advance to whirl Thaw away to Coaticook, Quebec, for arraignment before a board of inquiry of the immigration department.

Former District Attorney William T. Jerome of New York, who is here in the interests of New York state, predicted that Thaw would be back on United States soil within 24 hours, unless counsel for the fugitive was able to act through an appeal or injunction.

Immediately after Judge Hutchinson handed down his decision officials of the Canadian immigration bureau took Thaw in charge.

Thaw, who had been in the judge's private office when the ruling was read, was hustled into a waiting motor car and the 18 mile journey to Coaticook was begun.

WILL CONTINUE FIGHT

"This fight is far from finished; we will make our last stand in Ottawa," said W. L. Shurtless, attorney for Thaw.

The decision of Judge Hutchinson, while not entirely unexpected, was a body blow for the defense. Thaw's counsel said they would make an appeal from the finding of the board of inquiry at Coaticook, which is certain to be against Thaw, and appeal to the minister of justice.

The habeas corpus proceedings set- tled today establishes a record and precedent in dominion jurisprudence. It was the first time the habeas corpus was used by the "prosecution," always having been used heretofore by the defendant.

Solid Silver Jaw Is Supplied to Save Pretty Girl

JOLIET, Ill., Sept. 3.—Miss Elizabeth Nemanich today exhibited to her friends a solid silver jaw which she was wearing in place of her own. The pretty 17 year old girl did not lose anything of her facial beauty while undergoing a remarkable surgical operation for "fossy" jaw, a disease contracted while working in a match factory. The doctors who attended the operation said today that the girl will be able to use her new jaw as well as if it were not artificial.

8 TARS OF U. S. NAVY BROWN

Men From Battleship Nebraska Victims in Sudan Storm

NEWPORT NEWS, Va., Sept. 3.—Three petty officers and five seamen from the battleship Nebraska were drowned in Hampton Roads today when a launch from the battleship was caught in a waterspout during a hurricane which swept this section.

MOBJACK REPORT DENIED

NEW YORK, Sept. 3.—The Dominion Steamship company this afternoon denied the report that their steamer Mobjack had sunk today in a storm off the mouth of the York river near Newport News, Va.

Pay of Grand Jury Accountant Held Up

John F. Barry, expert accountant for the Gormley grand jury, has run against a financial snag.

Treasurer McDougald today refused to pay him \$240 for services to the grand jury at \$10 a day for 24 days, the refusal being based on the ground that Barry's warrant is not signed by Judge Dunne.

Judge Dunne has informed the treasurer that he will not sign the demand, as the indorsement of the foreman is alone necessary.

McDougald asserts that the demands of all former experts have been indorsed by the presiding judge, and that even the warrants of the grand jury, including the foreman, must be so indorsed.

McDougald has requested an opinion on the subject from City Attorney Long.

Committee of House Is Deaf to Bankers

WASHINGTON, Sept. 3.—By a vote of 8 to 16 the house banking and currency committee today refused to give the American Bankers' association a hearing on the Glass currency bill.

Senate Committee Is O. K. on Morganthau

WASHINGTON, Sept. 3.—The nomination of Henry Morganthau of New York as ambassador to Turkey was ordered favorably reported to the senate today by the senate foreign relations committee.

ALL PLOT, CAMINETTI PLEADS IN DEFENSE

Attorneys for Defendant Will Urge That He Acted for Protection of Girls

ACTS NO VIOLATION OF "SLAVE LAW"

"Diggs Brave and Bad," Companion Just an Incident in Affair

With the sensational testimony of Warren E. Doane of Sacramento, a court stenographer, who testified E. Drew Caminetti made a statement in which he admitted that he had promised to marry Lola Norris long before the party left Sacramento for Reno, the government brought its case in the United States district court to a close this morning.

Doane took notes of the statements made by Caminetti, Miss Norris and their companions, Maury I. Diggs and Marsha Warrington, who were secured by E. E. Atkinson, assistant district attorney of Sacramento, on the train en route home from Reno after the arrest.

He read from his notes that Caminetti had intended going to Reno to stay, that he never expected to go back to Sacramento, that he had even discussed trying to get possession of his daughter, Naomi, from his wife after he had secured a divorce.

Theodore Roche, special prosecutor, in his examination of Doane built a trap which Marshall Woodworth, cross examining, fell into the first chance he got. Roche had fixed it to the natural thing for Woodworth to do would be to ask for Miss Norris' part in the conversation, which did not do Caminetti's case any good.

Woodworth couldn't get what he was after next—the conversation of Diggs and the Warrington girl, so he asked Doane to stay around and will put him in the witness chair later today.

Two witnesses for the defense were called before the noon recess. They were Alfred Putnam, sporting editor of the Sacramento Bee, and D. T. Leitch, a chauffeur who lives in Sacramento. Putnam said he told Miss Warrington there was no truth in the story she had heard to the effect the Bee intended publishing a scandal story containing the names of the four young people.

Judge Van Fleet had to warn Leitch often to use the English language. According to the attorneys for the defense, they can submit their case tomorrow afternoon if Judge Van Fleet will consent to hold court until 5 o'clock. Unless the day is dragged out very late, the probability is the case will not go to the jury until Friday.

Mrs. Drew Caminetti and her baby, Naomi, 2 years old, were in the courtroom this afternoon. Mrs. Caminetti will testify in behalf of her husband. Mrs. Maury I. Diggs will be called.

It is understood Lola Norris will be returned to the stand by the defense in the hope of securing admission of bits of several conversations said to be favorable to Caminetti. I. P. Diggs of Berkeley, the father of Diggs, and Caminetti, the defendant, will take the witness chair today.

Regarding the damaging statements introduced through the notes of the court reporter, Woodworth said in his opening statement to the jury the defense will prove these statements were a "frameup" between the members of the party to protect the names of the girls. "Our contention is that this party of young people left Sac-

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BYSTANDERS PREVENT BATTLE BETWEEN PARENTS FIGHTING FOR CUSTODY OF 4 YEAR OLD

W. R. Van Der Nordaa and Four Year Old Son Mother Is Seeking.



AUTO GOES OVER ST. BERNARD PASS

TURIN, Italy, Sept. 3.—Four Americans, two women and two men, were in the hospital at Aost today, suffering from injuries received in an accident which missed being a whole tragedy by a hairbreadth.

Mrs. Beverly Duer, her son, a Mrs. Smith and their American chauffeur were on their way to Savoy in a motor car when the machine got beyond the driver's control and plunged over a 600 foot chasm near Little St. Bernard pass. Instead of falling to the bottom, the machine landed upright on a ledge 60 feet from the top.

The two women were severely injured, but the two men were only jarred, bruised and cut.

Inner Harbor Work Starts This Month

The work of deepening the Oakland inner harbor will be started with two dredgers within the month. The Yankee of the American Dredging company, which has been working at Lela creek, will be brought down and put to work on the inner harbor. Job with the dredger already deepening the channel.

GERMANY GETS CLOSER TO JAPAN

BERLIN, Sept. 3.—Evidence of closer relations between Germany and Japan in the future came to day with the appointment of Under Secretary for Foreign Affairs Zimmerman to German ambassador to Japan. The German minister at Buenos Aires will be recalled to the foreign department to take Herr Zimmerman's place. Herr Zimmerman stands high in the government and his post is expected to be a confidential one.

Bankruptcy Forced on Convicted Lawyer

A petition in involuntary bankruptcy was filed in the federal court this morning by creditors of Frank L. Dreischmeyer, former attorney and mining promoter of San Jose. Petitioners also asked for an order restraining certain other creditors from disposing of properties belonging to Dreischmeyer transferred to them some time ago.

Ethel Everett, Now in Legal Struggle With First Husband

Seeking to frustrate the taking of her 4 year old boy to Holland, Mrs. Ethel Everett of 3322 West street, Oakland, appeared before Judge Graham today and obtained a writ of habeas corpus whereby her son, Robert Van der Nordaa, and his father, W. R. Van der Nordaa, her former husband, were brought into court.

Mrs. Everett charged in her petition that Mr. Van der Nordaa and a Mrs. Foster were illegally imprisoning the child at Mrs. Foster's home, 1150 Guerrero street.

Mrs. Everett obtained a divorce in Judge Austin's court, Oakland, in January, 1911. Subsequently she married a man named Everett.

Van der Nordaa is employed by the Pacific Telephone and Telegraph company and was given the custody of the child at the time of the divorce. According to Judge J. C. B. Hubbard, Mr. Van der Nordaa intends to take the child to Holland.

Attorney F. J. Castellun, for the father, denied the mother's charges. Judge Graham continued the case until tomorrow morning. After the hearing Mrs. Foster and Van der Nordaa became involved in a quarrel outside the court, but bystanders prevented hostilities.

If England Shows At Fair, Germany Will Make Exhibit

Officially Inspired Statement in Berlin Declares Otherwise Decision Will Not Be Changed

BERLIN, Sept. 3.—A news agency today promulgated a statement, believed to have been officially inspired, to the effect that if England decides to participate in the Panama-Pacific exposition in San Francisco in 1915 Germany will recede her determination not to take part in the fair and will have an exhibit. Otherwise, the statement says, no amount of pressure from Washington could induce Germany to take part.

HOUSE PASSES MEASURE GIVING SAN FRANCISCO YOSEMITE WATER RIGHT

Twelve Year Battle for Adequate Supply Near End—Bill Goes to Senate and Favorable Vote Is Considered Certain—Filibuster Tactics Fail

Lane, Pleased Over Hetch Hetchy Vote, Sure Senate Will Also Pass Water Bill

"The passage of the Hetch Hetchy bill by the house is the happy culmination of a 12 years' fight," said Secretary of Interior Lane when he heard the news from The Call as he stepped from the pilot boat California. "I am satisfied that the senate will look upon it as the house did and will pass the bill. "There is nothing that San Francisco needs more than this water supply, and in my opinion this is the best use that could be made of the site. I expected it. "The credit for getting it through at this extra session is largely due to the efforts in Washington of the San Francisco delegation."

WASHINGTON, Sept. 3.—The Hetch Hetchy bill, providing a water supply system for San Francisco, passed the house today by a vote of 183 to 43.

Though the bill has not yet passed the senate, there is every probability that it will meet with but little opposition there. The test vote taken in the house before the final passage of the measure indicated that the opposition would be weak, the vote standing 99 to 15.

This indication proved to be true when the bill came up for final passage, the opponents of the measure, who made such a determined attack yesterday being completely overwhelmed and snowed under.

END OF LONG FIGHT NEAR The bill, as it now goes to the senate, gives the city and county of San Francisco the Hetch Hetchy valley, Lake Eleanor and adjoining sources of water supply in the Yosemite national park. It assures the municipality, after a long fight, an adequate supply of good, pure water.

It obviates one of the chief dangers which San Francisco has faced in the past—that of insufficient water for the use of the fire department in extinguishing fires in the suburban sections of the city.

The fight that San Francisco has made for this concession has been a long and hard one. The bill has had to withstand bitter attacks, largely on the part of those who had some private axe to grind. Virtually every disinterested person in San Francisco favored the measure.

MINNESOTA FIGHTS BILL The Hetch Hetchy bill came up in the house yesterday and met with a fierce attack by its opponents, which resulted after five hours of debate in the vote on the bill being postponed until today. Several amendments were proposed, but only one of them was adopted.

The chief opponent of the bill yesterday was Representative Steenerson of Minnesota who, when he saw that the bill was about to go to vote, instituted a stubborn filibuster. At first he raised the point of "no quorum," but when the rollcall showed a quorum present, he demanded that the engrossed bill be read. This action proved effective and the bill went over.

The only important amendment made to the bill yesterday was that offered by Representative Baker, one of the principal friends of the measure, who agreed to incorporate the

How S. F. Men View House Vote on Hetch Hetchy

Supervisor Alexander Vogelzang—"To say that it is a great victory is not saying half enough. It is a climax to a battle covering many years. Our efforts at Washington and at home; the labors of our city attorney, city engineer, water experts, Mayor Rolph and all those who either participated in the presentation of the case at Washington, or lent their support, are at last crowned with success. It is the greatest boon that has come to San Francisco in years. I feel that we shall have little difficulty in bringing the bill through the senate."

B. F. Schlesinger, president of the Emporium—"Every San Franciscan must be delighted at the prospect of receiving an adequate and pure water supply from such a source as Hetch Hetchy. We should go ahead as soon as we can and develop the project."

L. Prager of Prager company, incorporated—"Congratulations are most certainly due all officials and citizens who have made such a courageous fight for the Hetch Hetchy bill. Special credit is due Secretary Lane and Mayor Rolph for their untiring efforts for the success."

"FINE," SAYS GIANNINI "Fine. I hope it gets through the senate, too. We should congratulate ourselves and also our representatives in Washington. We can use the condemnation suit being prepared against the Spring Valley in conjunction with the Hetch Hetchy and get for San Francisco a fine water service."

"FEEL HAPPY"—HILMER Supervisor Fred L. Hilmer: "I can't tell you how happy I feel. It is a great victory. San Francisco should be proud. We must get action quickly, for we want that pure mountain water in San Francisco as soon as possible. Our city is suffering for lack of water, especially in the outlying districts. I hope the city gets together with the Spring Valley company and arrive at some amicable settlement."

Ship Kayak Total Wreck; Crew Saved Wrecked on the rocks off Ocean cape, at the entrance of Yakutat bay, in southeastern Alaska, the cannery tender Kayak is a total loss. The crew was rescued early this morning by the steamer Admiral Sampson, which is on the way to Seattle. The tender was bound for Seattle from the cannery in Yakutat bay. It was insured for \$20,000.

THE SAN FRANCISCO CALL will not only be a clean, wholesome newspaper in its news columns, but will also be a clean, wholesome newspaper in its advertising columns. No objectionable medical or indecent advertisements of any character will be published.

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