

# U. S. PROBES FUEL CASE MIXUP

## Powers, Government Witness, Arraigned on Girl's Charges; Released on Reduced Bail

The case against David G. Powers, star witness for the government in the Western Fuel company fraudulent weighing case, accused of betrayal of Miss Lena Caduff, was continued one week today to permit the government attorneys to investigate the charge that his accusation is a "frameup" to discredit a government witness.

District Judge Crist today reduced Powers' bail from \$5,000 bond to \$2,000, and set the case over a week.

When Powers, who is a special government agent, appeared before Judge Crist for instruction and arraignment, he was represented by Edward J. Barry of the law offices of Sullivan, Sullivan & Roche, Matt J. Sullivan and Theodore Roche are special government prosecutors in the case against the eight officials and employees of the Western Fuel company now on trial before Federal Judge Dooling.

### GIRL NOT IN COURT

Neither Miss Caduff nor her attorneys, Wallace & Poltzer, who helped her secure a warrant yesterday for Powers' arrest, were in court.

It was said that when the case comes up in a week, both sides will be ready to go ahead.

At today's hearing Attorney Barry asked for the reduction of bail, which was first denied by Judge Crist.

Assistant District Attorney Morris Oppenheim said: "I don't know yet if I am to prosecute this case or not." Then he asked Barry if he would guarantee the appearance of Powers whenever the case was called on if Sullivan, Sullivan & Roche would give such a guarantee.

Barry replied that that firm had put up the \$2,000 bond and would promise to produce Powers whenever wanted.

"Then," said Oppenheim, "I will not oppose a reduction of bail."

No arrests followed the all afternoon grand jury investigation of the Caduff girl's charges.

### HALT ONLY TEMPORARY

According to Sullivan, the investigation is only halted pending the arrival of new evidence, which, he thinks, will explain the sudden prosecution instituted by the Caduff girl after warrants had been refused her four months ago in the police court and before the county grand jury.

Prosecutor Roche is elated over the fact that the arrest of David Powers has brought his brother, Edwin Powers, formerly assistant superintendent for the Western Fuel company, over to the side of the government, ready to tell all he knows.

Edwin Powers had been a reluctant witness until he heard of the warrant issued yesterday. "This charge against Dave is trumped up by friends of the Western Fuel company," he said. "If they go through with it I'll tell a story on the witness stand that will settle the country."

### THREE ON WITNESS STAND

Three witnesses were put on by the government out of order this morning. They were U. G. Edwards of Seattle, United States customs inspector; Guy M. Watkins of Portland, special inspector of customs, and F. W. Winebrenner of Seattle, government weigher. These three men had made different trips to the mines of the Western Fuel company at Nansimo, B. C. They told of the methods used in weighing and handling coal from the mines to ships.

When David C. Norcross, secretary of the fuel concern, started the grand jury, he resumed out in a line of questioning that gave evidence of developing later in the trial. Norcross will be in the witness chair until adjournment tonight.

Norcross was questioned about an "executive committee," composed of members of the board of directors and officers. This executive committee met seldom, kept no minutes of their meetings and did not even admit the secretary, according to Norcross.

### BRUCE IN "COMMITTEE"

Robert Bruce, one of the indicted directors, is the only one of the defendants who has been put in the "executive committee" by the testimony.

Felix Smith, son of Sidney V. Smith, one of the defendants, was a witness before the grand jury. Other witnesses were Bradley Wallace, an attorney, who was a roommate of young Smith at Harvard; J. R. Pringle, son in law and business associate of Sidney V. Smith, and Thomas F. Greeley, an attorney. The girl and her father told their stories.

## Mothers' Clubs Will Aid Poor Children

To procure toys for the poor children of Alameda, the mothers' clubs of the Alameda schools have opened headquarters at 2307 Central avenue. An appeal has been sent to parents and children, that they contribute toys for those who will not receive visits from Santa Claus.

## Charity Children to Get Yuletide Gifts

The children of Oakland's charitable institutions will be the guests of the wives of the directors of the Merchants' exchange in the Hotel Oakland the afternoon of December 24, when they will receive presents and listen to a vaudeville show. Each child will receive a Christmas stocking filled with good things. The inmates of the West Oakland home, the Ladies' Relief Society home, and the Fred Finch orphanage are among those who will be present.

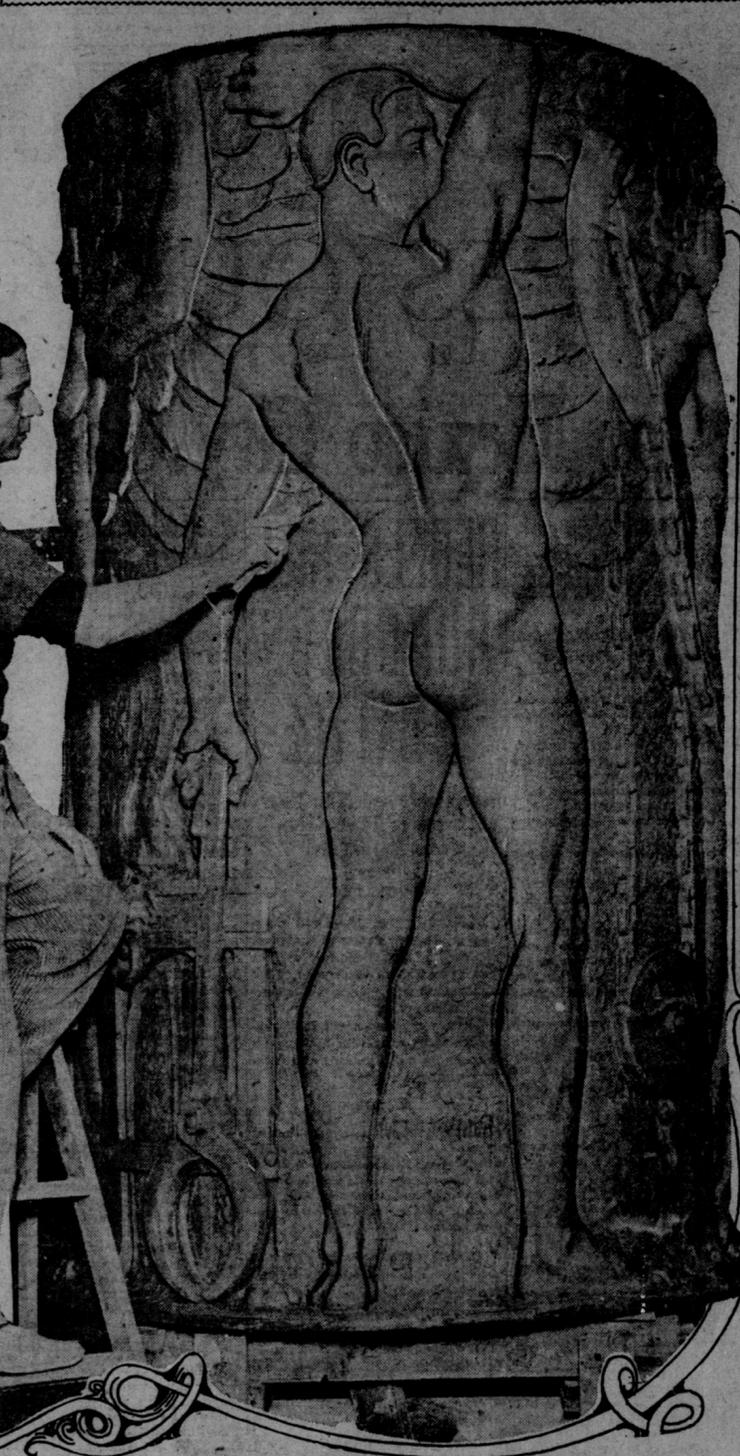
## Richmond Will Sell \$300,000 Harbor Bonds

Another block of harbor bonds, valued at \$300,000, is to be put on the market by the city of Richmond at once. The call for bids on the second issue is the result of a conference between the city council and members of the industrial commission with the federal rivers and harbors engineers. The new issue will make the harbor fund total \$600,000.

Haig Patigan, noted sculptor, modeling frieze for exposition showing man's development



# MAN'S POWER PROGRESS TOLD IN PATIGIAN FRIEZE



## Story of Development From Inanimate Machinery Shown in Work by Local Sculptor in Heroic Figures

Haig Patigan, the eminent local sculptor, has added to his laurels by completing the first of the 16 friezes for the base of the columns that will flank the main entrance to the Palace of Machinery at the exposition. With one exception, all of the decorative sculptures of the Palace of Machinery is by Patigan, and all of his work is now well advanced. The frieze just completed is one of the sculptor's best productions and is characteristic of his strong style. The figures in it are vigorous, yet graceful. They tell at first glance the story of man's development of power from inanimate machinery. There are four figures in the frieze, each of heroic size, seven feet in height and strongly muscled. They symbolize machinery. Two of the figures on opposite sides of the column base represent the Genii of Machinery. They are symmetrical and draped and surrounded with mechanical emblems. Between them on one side is a nude workman, with smith's hammer and anvil; between them on the other side is another similar figure, with the tools of a brazier. All are in bas-relief. The whole is decidedly striking and full of action and expression. At the tops of the main entrances to the Palace of Machinery there will be spandrels by Patigan in keeping with the bas-reliefs of the columns, and, like them, allegoric of the application of machinery to the industries of modern civilization. The two figures in each spandrel represent some form of mechanical art, such as drill, pulley, lathe or other tool, with its human agent.

## ALAMEDA COUNTY MAY LOSE HIGHWAY

If the attempts of Supervisor Joseph M. Kelley of Oakland to obtain a restraining order preventing Alameda county from buying \$200,000 worth of state highway bonds are successful, the county will be cut off from the route of the state highway, according to John F. Mullins, chairman of the board of supervisors. Mullins made a statement to this effect yesterday, and meanwhile Judge Harris, in the superior court, is listening to arguments in the petition for a restraining order brought at the instigation of Kelley. The matter will be settled within a day or two.

## City Buys McMenemy Tract for Playground

City Attorney Woolner of Oakland has been instructed to prepare papers for the purchase by the city of the McMenemy property at Sixty-second street and San Pablo avenue, for a playground for the Bay school. The property, which will cost \$40,000, and includes 123,760 square feet, was chosen over the Freeman's park property, which was held at \$55,000.

## COMPROMISE IN STREET FIGHT

A compromise is said to have been effected in the Washington street extension quarrel, and an agreement is expected at a meeting of representatives of the San Francisco-Oakland Terminal Railway company, city officials of Oakland and delegates of the Downtown Improvement association in the office of Mayor Mott today. According to rumor, the traction company has agreed to lay the tracks along the Washington street extension from Fourteenth street to San Pablo avenue within 60 days, and the briefs filed with the state railroad commission to compel the company to lay the tracks will be withdrawn at once. The compromise is a victory attributed to the activity of the Downtown association in fighting the traction company through the railroad commission to make them lay the tracks. The company has steadfastly refused to apply for a franchise for the extension, saying that the terms of the charter were too strict.

## MRS. MATTFELDT'S FUNERAL

The funeral of Mrs. Metta Mattfeldt of Alameda will be held at 2 o'clock tomorrow afternoon from her home, 1427 Ninth street. Mrs. Mattfeldt, who was 74 years old, is survived by two daughters, Mrs. Ida Gibbs and Miss Tillie Mattfeldt.

# MILK WAGON MEN MAY STRIKE

## Union Wants All Daylight Deliveries in Alameda County; Dealers Refuse

A strike of the Alameda county milk wagon drivers threatens today as a result of a meeting between the union spokesman and the Alameda County Milk Dealers' association last night, where the ultimatum presented by the union for an all daylight delivery schedule was refused by the dealers.

C. W. Shaw, secretary of the association, represented the dealers and J. McDermott, union business agent, spoke for the drivers.

The drivers object to the present split schedule and night hours for delivering milk. In the new agreement, which would go into effect February 1, they provide for an all day delivery from 3 o'clock in the morning until 5 in the afternoon.

Shaw says the dealers will not accept this schedule, as it would mean 16 hour old milk for breakfast in the homes, to which the customers would object.

## Commission on City Building Is Urged

Formation of a permanent municipal commission on city building was urged last night in resolutions adopted by the City club of Berkeley at the banquet in honor of Dr. Werner Hegemann, German authority on city planning.

Doctor Hegemann and Dr. John Nolan were speakers.

John Galen Howard of the University of California also spoke.

The club elected Thomas H. Reed, professor of government at the University of California, its president. Frank V. Cornish was chosen secretary. F. T. Robson was made vice president, and governors were selected as follows: Two year terms—B. J. Bither, W. H. Payson and Dr. Arthur Maxson Smith; one year term—Perry T. Tompkins.

## Island's Coast Line Is Changed by Earthquake

By Associated Press. PARIS, Dec. 17.—The configuration of the coast of the island of Ambrin, in the New Hebrides group, was changed on the "dip point" or western side, by the volcanic upheavals on December 8, according to cablegrams received by the French colonial office today from the governor of New Caledonia.

## 25 Bodies Recovered From Wrecked Mine

By Associated Press. NEWCASTLE, Colo., Dec. 17.—Twenty-five bodies of the 37 men killed in yesterday's explosion had been removed from the workings of the Vulcan mine of the Rocky Mountain Fuel company early today. Women and children thronged the morgue for a glimpse of husband, brother or father.

## Suicide's Son Sought As Heir to Estate

Aaron Turner, an attorney of Oakland, has begun a search for Edward O. Nolan, son of W. A. Nolan, who committed suicide recently. The boy is the principal heir of Nolan, who was a hardware merchant of Rust. The will has been filed for probate in the county clerk's office and makes William H. Bartlett the executor. In a note separate from the will Nolan intimated that he might commit suicide. His wife also took her own life a short time before.

## 14 Year Old Girl Aids Mother Get Divorce

Beatrice Alton, 14 years old, took the witness stand in Judge Harrison's court in Oakland this morning and helped her mother, Lulu D. Alton, obtain a divorce from Burr D. Alton, owner of a West Oakland foundry. Mrs. Alton was given an interlocutory decree with partial custody of the two children and \$35 a month alimony upon her showing that the husband had treated her cruelly. Mrs. Alton is 25 years younger than her husband.

## Yep, It's True, John Morrisey Is 60 Today

John Morrisey, former manager of the Orpheum, is 60 years old today, and, thanks to the Elks, everybody about the St. Francis Knave's H. Morrisey was chatting with friends when a procession of bellboys showered him with birthday flowers for the Elks' "big brother."

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