LATEST OAKLAND NEWS.

Luigi Dulcich's Trouble With a Double Name and a Funeral.

EFFORT TO HURT McCHESNEY

Money Being Readily Subscribed for the Wilmerding Technical School.

OAKLAND OFFICE SAN FRANCISCO CALL, 908 Broadway, August 20.

Luigi Dulcich will have to pay $160 for the funeral expenses of his boy George, who was buried under the name of Doban, October 19, 1894. That was the decision rendered in the Superior Court to-day. Dulcich is known under the name of Doban by many of his neighbors.

When the boy died the mother, who was formerly married to Terence Grogan and who married Dulcich afterward under contract, gave the name of George Doban to Undertaker J. L. McCarthy as the one to be put in the funeral notices in the paper and upon the plate inscription.

When Dulcich found this out he became very angry, and declared that he would not pay the funeral expenses unless the change was made and the name Dulcich put on the plate. This was not done and the court yesterday decided that Dulcich would have to pay for the funeral expenses anyway, as he entered into the contract with Mr. McCarthy.

MACKINNON'S MOTIVES.

Why Did He Attack Principal McChesney's Gymnasium?

Principal J. B. McChesney of the High School, who is accused by W. H. Mackinnon of bringing male visitors to view the gymnastic exercises of the girls in his school, was most emphatic in his statements to-day that Mr. Mackinnon was acting through a personal and petty private grievance.

"I had some trouble," he said, "with Mackinnon last term about his children. One morning he came down to the school to see me, and in a most abusive way said we were not giving his boys proper marks in bookkeeping. He intimated that the girl whom he claimed knew less of that study than the boy was given higher marks, and that the boy should receive even higher. Mrs. Pugh, the teacher, stated that the low marks were on account of the boy's bad penmanship. Mackinnon said he did not care a rap about penmanship and went away in an angry mood.

"As for taking visitors into the gymnasium while the girls are exercising, there has been only two visitors this term. One was County Superintendent of Schools Garlick and the other was the principal of the Los Angeles High School, who desired to get some information for the establishment of a gymnasium in his own school. There is nothing immodest in the gymnastic exercises or in the costumes worn.

"As to the pupils injuring themselves, I know that Miss Palmer, the teacher, is extremely careful, and that she watches over her charges carefully."

The costumes worn by the girls are of the same pattern as those worn by the young ladies at the university at Berkeley.

IMPROPERLY RECORDED.

A Number of Street Assessment Rolls Invalid.

By the failure of the Street Superintendent's office to properly record the street assessment rolls in a number of completed improvements in Alameda, a good deal of confusion has been created. The California Improvement Company to-day asked for a dismissal of seventeen suits commenced in the Superior Court against certain persons who had not paid their assessments. The dismissal was asked on the ground of the improper recording of the rolls. It will be necessary to commence proceedings over again from the time of presenting the rolls from the Street Superintendent's office.

STILL DRAGGING.

The Oakland Water-Front Case Remains Open.

The findings in the Oakland water-front suit will not be filed for several days yet. The Water-front Company has asked for further time in which to introduce evidence showing that a certain portion of the water-front property along the south shore of East Oakland had been improved by being filled in, and should be exempted from the reach of the city's control together with the five pieces already exempted.

MONEY PLEDGED.

The Wilmerding School Committee at Work.

The committee having in charge the canvass for obtaining funds for securing the location of the Wilmerding Trade School in Oakland have begun active work. Among the first $100 subscriptions to be received were those of C. F. Weber of Fruitvale and W. G. Palmanteer of the Central Bank. It is expected that fifty $100 subscriptions will eventually be obtained to head the list.

Verdict on the Lewis Shooting.

The jury which has been inquiring into the shooting of Jennie Lewis brought in a verdict to-night that the girl was shot by some person unknown. This is rather a disappointment to the police, who expected to get a verdict incriminating Muhlner. The story of Miss Sparhawk told last night has entirely altered the aspect of the case. Her description of the man she saw walking away from the house after the shooting applies more to a man of Miller's build and complexion than to Muhlner. She positively swore it was not Muhlner. Mrs. Miller says she left her son asleep in the house on the day of the murder, and found him asleep when she returned at 5:30. The shots were fired at 3:45. The father of Miss Lewis has sworn to a complaint for murder against Muhlner, and his preliminary examination will be set as soon as possible.

Galloway's Tragic End.

An inquest was held this evening into the death of James Galloway, the man who was burned to death on an electric light mast at midnight yesterday. It was testified that the current had not been turned off before Galloway handled the carbon and that as he had his leg over a wire the circuit was completed through his right arm to the wire. Galloway has been a lineman for fifteen years. A verdict of accidental death was returned.

Equalization Troubles.

The demurrers to the complaint filed by E. G. Buswell for a writ of review of the actions of the Board of Supervisors in reference to the lowering of the corporation assessments was yesterday filed. They will be heard before Judge Ellsworth next Monday morning, when the motion to strike out certain portions of the complaint will also be heard.

Comedy at the Macdonough.

Gillette's comedy, "Too Much Johnson," which had a most successful engagement at the Baldwin Theater, comes to the Macdonough next Monday for three nights, and a brilliant season is looked for. Orders for tickets have been pouring into the box-office. A number of theater parties have been arranged for the opening night. The advance sale of seats begins Thursday morning at 9 o'clock.

Heavy Damages.

The damage suit of the Simmons family against the Southern Pacific Company for $50,000 was to-day compromised for $11,500 in the Superior Court. M. G. Simmons, the father, was killed in October last at the time that the narrow-gauge train fell into the estuary.

HISTORY OF A DAY.

Alameda County Happenings Told in Brief Chapters.

OAKLAND OFFICE SAN FRANCISCO CALL, 908 Broadway, August 20.

Auditor M. A. Whidden is better to-day and it is expected that he will be able to be out in a few days.

The Mayor has recommended to the court that two landscape gardeners be employed to erect fountains in the public parks.

The public debate between Eric Lewis (Christian) and H. G. Thurston (Seventh Day Adventist) is declared off by Mr. Lewis.

The clerks in City Treasurer Gilpin's office were given a vacation to-day, as the office is being renovated for the first time in eight or ten years.

Company F, Fifth Regiment, N. G. C., have held an election for company officers. Captain G. A. Wethern and First Lieutenant W. H. Cobbledick were re-elected.

Sheriff White is having a double screen put in the jail, through which all conversation between the prisoners and the outside public will be filtered in the future.

The Socialists have secured Becker's Hall, 918 Washington street, for a meeting next Sunday afternoon at 3 o'clock. They will be addressed by Rev. George W. Henning.

Rev. F. J. Akers has taken charge of the Ashby-avenue mission of the Presbyterian church and will devote his time to the work, which now has a very encouraging outlook.

The "open meeting" for to-morrow evening under the auspices of Brooklyn Lodge No. 3, A. O. U. W., will be held in Odd Fellows' Hall, corner Twelfth street and Eleventh avenue, East Oakland.

The Pleasanton Times says: "Our school children will all be given an opportunity to register for hop-picking again this year. In all probability the school will close on or about the 1st of September."

The alarm of fire at 12:30 this morning called the department to the corner of East Twelfth street and Eighth avenue, where a small blacksmith shop belonging to Lewis Hewlett was discovered to be on fire.

Six documents have been filed in the fight of the Auditor and the Supervisors against the petition of E. G. Buswell for a writ of review of the action of the Board of Supervisors acting as a Board of Equalization.

Clay Holmes, the young son of Melvin W. Holmes, formerly Deputy Street Superintendent, fell and broke both bones of his left wrist last evening in the yard adjoining his own home, 553 Albion street.

Suit was instituted this afternoon in Justice Clift's court against James H., Andrew J. and William J. Powers, bicyle trick riders with the Wallace show, by John Stewart, the collector, on an assigned claim of Fay Butler for $111 50.

Fifty prisoners answer to the roll-call in the County Jail. This is a falling off of 100 per cent in the number cared for by the county before the new fee bill went into operation cutting the recompense of Constables making arrests.

Attorney Thomas Garrity will address the ladies of the Catholic Ladies' Aid Society on Thursday evening at Y. M. I. Hall building, between Eleventh and Twelfth streets. His subject will be "The New Woman and Her Influence Upon the Future."

Henry Varley, the English evangelist, will deliver his last address before sailing for Australia at the First Baptist Church to-morrow evening. The services will begin at 7:30 and a general invitation is extended to the public to hear him in his farewell address.

K. Mizuno, a Japanese acrobat with the Wallace circus, yesterday afternoon, near B-street station, became confused, when the Sacramento train came along and tossed him into the air over a telegraph wire into the bay. He was attended by Dr. Dunn at the Receiving Hospital and will recover.

The Grand Jury was not in session to-day, but Expert H. K. Snow and County Expert Davis had a conference in regard to the accounts of the Tax Collector's office with the county. The District Attorney has issued subpenas for M. A. Whidden, A. J. Rosborough, J. Leo Park, F. A. Davis, J. E. Barber and others, who will testify at the investigation.

Auditor Snow is busy on his annual estimates of expenses, which must be filed with the Council by the last Monday in August. He will not be able to put in a complete schedule of municipal expenses by next Monday, as the bond election will not have been held by that time. If the bonds should not carry the Auditor would have to provide for them in his estimates.

LATEST BERKELEY ITEMS.

Measures Taken for the Erection of a New High School Building.

A Proposition to Secure a Portion of the University Grounds as a Site.

BERKELEY, CAL., Aug. 20.—From all indications, it would seem that Berkeley will have a new high school building in the near future.

At the meeting of the Board of School Directors last evening President Boone, chairman of the special committee to ascertain whether a site for the new high school could be had in the University grounds, reported that he had interviewed J. West Martin, one of the Regents, and that in his opinion there was no legal impediment in the way of the proposition. President Boone stated further that he had forwarded a communication to the Board of Regents embodying the wishes of the Board of Education, and giving special importance to the fact that if a long-term lease was not thought advisable, possibly they would sell a site to the town.

In conversation with Mr. Boone, it was learned that the board desired to secure, if possible, a site near the northwest corner of the campus, bordering on Oxford street, and that the time of the proposed lease be ninety-nine years. Such a lease is now held by a high school from the University of Illinois, and taking this as a precedent, the board feels hopeful that at last a careful consideration by the Regents will be given their plan.

It was then resolved that the Board of Town Trustees be requested to take immediate steps for the erection of a high school building of not less than sixteen rooms, built in a durable and ornamental manner and provided with complete equipment; and also that arrangements be made at once for the erection of a six-room grammar school on Dwight way; a new eight-room grammar school building on the site at present occupied by the San Pablo school; a six-room building for school purposes in North Berkeley; a four-room school building on Ninth street; a lot on San Pablo avenue, near Dwight way, and also for the furnishing of all the buildings named.

The Board of Education adjourned and met as a High School Board. They passed a resolution asking the Board of Town Trustees to take immediate steps toward the erection of a sixteen-room high school building.

Principal Waterman made the following report, showing the total enrollment of the Berkeley schools at the present time:

High School 266, Kellogg 368, Whittier 342, Le Conte 282, Lorin 260. Total, 1518.

Professor Ardley of the university made a strong plea to the board for the introduction of a more complete course in drawing in the schools, arguing from the standpoint that Berkeley entrants to the university were handicapped by the lack of knowledge in drawing, as those coming from Oakland, San Francisco and other schools had a better understanding of its elements.

Rector for St. Mark's.

Rev. George E. Swan of Indianapolis has been secured by the vestry of St. Mark's Episcopal Church as rector, to fill the vacancy made by the recent resignation of Dr. Easton. Mr. Swan is 40 years of age, and is said to be a man of more than ordinary ability. He will leave for California at once, and is expected to officiate on the first Sunday in September. His family will follow as soon as possible.

Death of Miss Kerns.

Miss Ella W. Kerns, daughter of Charles T. Kerns, died this morning after a short illness, from pleuro-pneumonia. The funeral will take place to-morrow afternoon from her late residence on Shattuck avenue.

WILL NOT BE SLIGHTED.

The Mayor to Have a Clerk, in Spite of the Council.

A CITY DEAD TO THE WORLD.

Enormous Demand for Information of Oakland That Cannot Be Supplied.

OAKLAND OFFICE SAN FRANCISCO CALL, 908 Broadway, Aug. 20.

Mayor Davie decided to-day that he will appoint a clerk to the Mayor's office. The Council has denied his request for a clerk, although the charter expressly says one may be appointed, so he has decided to appoint an expert, which power is vested in the Mayor without any sanction of the Council.

The circumstances that prompted the Mayor to decide on having a clerk were many and various. The chief executive's mail was particularly heavy this morning. It contained elegantly bound histories of municipalities all over the country; there were some requests from private persons for information and photographs of Oakland; two letters contained money to pay for newspapers and photographs; several Mayors sent copies of inaugural addresses, with compliments and a request for a like courtesy; three manufacturing firms sent long lists of questions that they would like to have answered regarding climate, locality, price of land and material and prospects for business and the Civic Federation of Delaware sent out blanks to be filled out asking about the duties and emoluments of the various city officials. But as the Mayor viewed his own helplessness he was very wroth. As he was still opening letters an expressman appeared with some sample packing boxes, some sample bottles of pickles and a sample gun. They were all from firms anxious to locate here and who wanted to know the chief executive's opinion as to the possibility of a sale for their particular goods.

"My position is a downright farce," said Oakland's Mayor. "Here are people wanting to know all about this city and its advantages and I am practically helpless. No one man can attend to all these reasonable requests and no man should be expected to do it. It is absurd; it is a near-sighted policy. I asked the Finance Committee to allow me a clerk and it was denied. Now look at my position. Here is a neatly bound book from Grand Rapids, Mich. With it is a note asking for my inaugural message. When I asked that it be printed I got one vote in the Council. I must send a reply to the Mayor of Grand Rapids that my message is on file and that if he sends a money order to a local copyist he can get a copy of it. That's dignified, isn't it, for a city like Oakland.

"Here is an elegant report, full of pictures, from Detroit, with a request that I send a report of Oakland. Where can I find one? Here is a municipal report from St. Paul, beautifully prepared. The Mayor asks me for one. What must I send? I have only a copy of the city ordinances and an Auditor's report that is clear and correct to us, but which would convey very little light to an outsider. At the present time the City Attorney is shaping an ordinance covering the garbage question. He has been here and has obtained several reports from which to derive information. He will doubtless frame a first-class ordinance. But if any city official were to write to me and ask for information as to how Oakland deals with the garbage problem what could I send?

Here is the crowning point. A firm from Baltimore writes that hearing so much about Oakland's water-front, they would like me to forward a plan and description of it showing portions immediately available for commerce. There is not such a thing in the city. We have eleven miles of water front and about 10,000 acres of water-front land, and the Mayor of the city is in a position where he cannot enlighten an Eastern firm regarding it. On several occasions I have received money for books and photographs of Oakland and have more than once returned it. I could not send the applicants what they wanted. Take this letter for instance from Asbury Park. It is from Mrs. S—— and she asks me for a book descriptive of Oakland and begs my acceptance of the accompanying booklets. Here they are, handsome little things, but the pictures could be beaten a hundred-fold in this city. Suppose there were a series of photographs taken of the estuary and arranged in a panoramic form. When a firm in the East wanted to know about the water front, why they could see it at a glance. Take a picture of Lake Merritt and have all the yachts out for the occasion; have a few pictures of our new schools, put them in book form and have an intelligent recapitulation of all the reports of the city departments and send them to points where they will be seen and read. What would be the result? Read my mail; any citizen is welcome to call and inspect it, and see if it is not absolutely necessary that Oakland do something for herself. This city is the most parsimonious in the United States in the matter of calling attention to her own advantages."

As the Mayor described his dilemma he had all the requests, reports, photographs and samples spread out before him. There is no doubt that there is ample work for a clerk in the Mayor's office at this time and that is why Mr. Davie has decided to employ an expert.

NOT FORCED TO STARVE.

The Anti-Peddler License Ordinance Postponed Indefinitely.

Many of the Councilmen Did Not Fully Understand Its Prohibitive Nature.

OAKLAND OFFICE SAN FRANCISCO CALL, 908 Broadway, August 20.

The ordinance that would have kept all peddlers in Oakland from doing any business by requiring what would practically be a prohibitive license has been tabled by the City Council. This ordinance was being rushed through somewhat speedily, but about a month ago a communication was sent to THE CALL calling attention to the joker that lay in an apparently harmless pack. The ordinance merely provided for the raising of the license from $15 to $50 per quarter, and looked innocent enough, but not one peddler in a hundred could pay the high figures, and as a consequence the thousands of householders who live in the outlying districts of the city would be forced to spend car fare and come into town or purchase at village stores sometimes removed a long distance from their dwellings. The facts were inquired into and published in this paper, and to their publication is due in a great measure the defeat of the ordinance. A majority of the Council did not fully understand the merits of the case, and when they saw the hardship the measure would cause they promptly decided not to support it.

It was shown that there are about 2000 people dependent upon the peddling business for their support and the peddler's only outfit was his horse, cart and time. If he were deprived of this opportunity of living the entailed suffering would be very great.

The passage of the ordinance was warmly advocated by merchants and commission men in a very small portion of the business district, but it was so evidently for the benefit of a few and the detriment of the vast majority that it was unanimously passed over last night. An effort will be made to keep the large number of Chinese peddlers out of Oakland who come over every morning from San Francisco and return at night, after having sold about $7 worth of goods apiece. As the number of peddlers is about 100, it is readily seen that a large amount of money is daily taken from this city, for which there is absolutely no return. Alameda passed an ordinance against peddlers who were not residents that was aimed at the Chinese, but the Celestials evaded the law by building little huts on the banks of the estuary and establishing a residence, although they still make their daily trip to and from San Francisco.

The Oakland ordinance will be framed so that, if possible, the Chinese cannot beat it. It will probably fix a high tariff on peddlers who hawk vegetables not grown within certain limits. Several years ago the City Council of Oakland passed an ordinance that practically prohibited peddling within the city limits, but the opposition was so great that it was speedily repealed.

NEARLY A FREE FIGHT.

The Meeting of the Board of Works Enlivened by a Wordy War.

Mayor Davie, Engineer Wilson, Attorney Peirsol and Captain Badger in a Tilt.

OAKLAND OFFICE SAN FRANCISCO CALL, 908 Broadway, August 20.

The meeting of the Board of Works nearly ended in a free fight. The row commenced over the sewer on East Eighth street. Four sewers of fourteen inches each lead down Fourth, Fifth, Sixth and Seventh avenues, and City Engineer Wilson is laying an interception sewer along East Eighth street. The size of the sewer is twelve inches. To-night Mayor Davie ordered the work stopped and demanded of Engineer Wilson if an intercepting sewer of twelve inches was sufficient to carry off the sewerage from four fourteen-inch pipes. Wilson refused to answer.

"My opinion is—" City Attorney Peirsol was saying when the Mayor cut him short by saying: "Who asked for your opinion? It is not worth the breath that it takes to express it."

"I am waiting, Mr. Wilson," said the Mayor.

"I will answer to the Council," said Wilson.

"Well, then, I will stop the work. It seems to me you are about as good an engineer as Mr. Peirsol is an attorney," said the Mayor.

Several hot passages of oratory followed, and then Captain Badger, a land-owner through whose property the sewer will pass, addressed the board. Captain Badger said that the City Engineer was laying the sewer through his property and was going out of a direct course to do it. He charged Wilson with doing it because if he kept straight on the sewer would pass through the railroad property and the ditch would pass under the track where it curves at Clinton-street station.

Wilson denied that he was actuated by a desire to favor the railroad.

"Then explain yourself, sir," said Badger angrily. "The railroad has owned every City Engineer we ever had, and I am prepared to show that they own you from your head to your feet."

"I am not answerable to this board," said Commissioner Wilson.

"Well, I'll see that you are," retorted Davie.

"I am of the opinion —" Mr. Peirsol was saying.

"A fig for your opinion," said the Mayor. "Wait till you get your $100 a month assistant attorney and then I suppose we will be flooded out with opinions."

The Mayor had reference to the resolution passed last night authorizing the City Attorney to appoint an assistant at a salary not to exceed $100 per month.

There was some more quarreling, and the meeting broke up with the Mayor renewing his order that the work be stopped.

This is the first conflict that has arisen under the amendment to the charter making the Mayor, the City Attorney and the City Engineer members of the Board of Public Works. Each member has specific duties and responsibilities in his individual office and also as a Commissioner of Public Works. In both capacities are they subject to the City Council and as individual officers they are subject to themselves collectively. Just how the complications can be straightened out is not very plain. The meeting of the board usually lasts about twenty minutes. To-night it lasted two and a half hours.

LATE NEWS OF ALAMEDA.

The Labors of the Board of Equalization Have Been Completed.

Rev. W. M. Lane Called to the Pastorate of Christ Episcopal Church.

ALAMEDA, CAL., Aug. 20.—The work of the Board of Equalization was closed with the session held to-day, and an adjournment sine die was taken. On account of the clerk's vacation, Trustee Clark was appointed to the vacancy.

T. W. Cuthbertson was granted a reduction on improvements from $1400 to $1150, D. Muller from $2000 to $1600, N. Muller from $1750 to $1500, W. M. Bowers from $1050 to $700, J. A. Blanchard from $1150 to $1100.

Action taken on Monday on the application of H. A. Dilling was recinded and reductions from $1600 to $1350 were allowed on land at the southeast corner of Santa Clara avenue and St. Charles street, and from $1150 to $900 on property on Santa Clara east of St. Charles.

Assessor Linderman was ordered to place the assessment of the improvements of lot 22, block 18, Oak Shade Tract, on the roll and assessed to H. M. Allen at the rate of $600 valuation.

The Masonic Hall Association assessment of $200 for personal property was stricken from the roll. S. Fisher was denied a reduction on unimproved property in block 17, Oak Shade Tract.

The total reductions of the Board of Equalization from the Assessor's figures amount to $59,345.

Rev. Mr. Lane Called to Christ Church.

The vestry of Christ Episcopal Church have called Rev. W. M. Lane to the pastorate to succeed Rev. M. Perkins. He comes to Alameda from Merced, where he was stationed as a pastor. Rev. Mr. Lane occupied the pulpit at Christ Church Sunday last and will occupy the pulpit there next Sunday. A reception will be tendered him Thursday evening at the residence of Mrs. J. S. McCain on Central avenue.

Smoke Ordinance Shelved.

The ordinance prohibiting the emission of dense smoke from locomotives, which has been pending for some time before the Board of City Trustees, has been shelved. As first proposed the ordinance applied to the chimneys of factories also, and a majority of the Trustees were under the impression that it would tend to discourage manufacturing enterprises, and only one of the Trustees championed the proposition.

Mont Blanc is the highest peak in Europe.

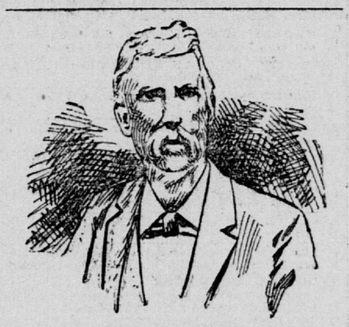
ONCE AN ARMY OFFICER.

The Shooting Stockton Contractor Formerly Colonel of Infantry.

WAS BURNED AT THE STAKE.

Custer Kicked Aside the Firebrands and Rescued Thornton From Certain Death.

R. R. Thornton, the grading contractor for the Valley Railroad, who on Monday shot and wounded a laborer at Stockton because he demanded his pay, is a member of the Loyal Legion, and was formerly colonel in the United States army. While serving with the regulars he had some startling adventures, and one of them,



R. R. Thornton, Formerly Colonel, U. S. A.
[Reproduced from a recent picture.]

which occurred nearly thirty years ago, turned his hair white in a night and left him souvenir scars which he will carry to his grave. The story of that experience, as told by Colonel Thornton during a recent visit to this City, is as follows:

During the fall of 1867 I was engaged on topographical survey work in Southern California. I was then major of infantry, but was assigned to this detached service under Colonel Wheeler, who then commanded 1500 men. About the middle of September I was sent with sixty men to the north. We were mounted, of course, but a pack train bearing our surveying paraphernalia seriously impeded our movements. We traveled from mountain peak to mountain peak and on the evening of Monday, September 20, had reached a point about sixty miles north of The Needles. That night we encamped in a little basin studded with bowlders and half way up the mountain side.

About 4 o'clock Tuesday morning we were attacked by Indians. There were fully 800 of them and except that the nature of the ground favored us we would have been swept from the earth in an instant. The bowlders, however, furnished some shelter to the soldiers.

For two days we fought thus, and then, as a forlorn hope, Lieutenant Wilder stole out from our position, ran the lines of the encircling savages and started for aid to Custer's camp, forty-six miles away. Our little force had been reduced by death from the bullet and from rocks rolled down the mountain side upon us, till, when Wilder left, but eight men remained.

All that night the fight was kept up. Our ammunition was getting low, but at opportune moments we robbed the cartridge boxes of our dead. By noon Thursday, however, the last shot had been fired and the savages closed in on us. We were too exhausted to make any effective resistance, and they took us alive—only seven, however, for one more had been killed by the falling rocks.

The Indians took us to a wooded plateau about four miles from the scene of the battle. We were tied to trees. Green boughs were piled about us and set on fire. They burned slowly, giving out a stifling smoke, and while waiting for the supreme moment the Indians amused themselves by hurling hatchets at our heads, their object being apparently to see how near us they could come without striking. Dodge? It was little use to dodge, since one was more likely to move into the path of the hatchet than to avoid it. One poor fellow, however, was put out of his misery by an unskillful throw, and after that the fun stopped.

My particular fire burned hottest on my left side. It seemed ages before it got well started. The flames crept up my left leg, scorched my left hand, which, though tied down, I could move slightly out of the way of the flames. They reached my throat at midnight, and soon afterward I became unconscious. What happened afterward I can relate only from what was told me.

Lieutenant Wilder had easily evaded the Indians. He reached Custer's camp about midnight Thursday, and almost instantly 300 men, led by Custer himself, were en route for our position. They did not expect to find us alive, but intended to trail and severely punish the reds.

It was about 4 o'clock in the morning when Custer reached us. Forty-six miles in four hours, through a wooded and broken country, is pretty heavy marching, but neither horses nor men had been spared.

The Indians, in fancied security, had neglected to post guards and Custer's charge took them unawares. Some of the cavalrymen cut us down while others battled with the savages. Custer himself kicked the firebrands from under me and laid me on the grass before taking part in the fight. The engagement lasted half an hour and the Indians left 200 dead upon the field. I was laid up for a long time, but am now as strong and hearty as ever. My hair has, however, been white ever since that day. You can add, too, if you like that never since then have I seen a red man but I have had the desire to draw a bead on him and make one more live Indian a 'good Indian.'

Colonel Thornton graduated from West Point in 1863. Before Vicksburg he was made first lieutenant. At Chickamauga he became captain and at Missionary Ridge major. When tortured by the Indians he was, to use his own expression, a "beardless boy of 24." Lieutenant Wilder, who brought Custer to the rescue, is still living and resides in the State of Nevada.

HE IS NEAR TO LIBERTY.

Wickham Will Probably Escape Trial Through Defective Records.

The Court Register Indicates That No Information Has Ever Been Filed.

OAKLAND OFFICE SAN FRANCISCO CALL, 908 Broadway, August 20.

Ed. Wickham, who is now locked up in the County Jail on a felony charge, will probably be released from custody to-morrow. Wickham has been in jail for some time, and the District Attorney's office claims that an information was filed in the County Clerk's office against him July 31.

W. F. Cram, who is attorney for Wickham, asked last Friday that the charge be dismissed on the grounds that the information had not been filed within the thirty days allowed by law, or at all. One of the Assistant District Attorneys claimed in court that the information had been filed.

Judge Frick, under this contradiction of claims, continued the case until to-morrow morning.

Meantime Court Clerk Mack investigated the records in the County Clerk's office. The register of criminal actions, which he overhauled, did not show that an information had been filed at any time against Wickham, and as the numbers of the cases showed that no omission had been made, he was somewhat puzzled.

The District Attorney's office claimed that it had filed two informations on July 31. Both of these are recorded in the register, but there is no indication that any information was filed in the Wickham case.

A Sad Case.

Mrs. A. A. Waldeit, 26 Georgia street, was found wandering aimlessly on Van Ness avenue last night with a boy 4 months old in her arms and three other children, the oldest 9 years of age, toddling after her. She appeared to be out of her mind and was taken to the Receiving Hospital. The children, who had not tasted food all day, were well cared for by the matron, Mrs. Edmunds. Her husband works in the sugar refinery at the Potrero, and was hunting for his wife and children all day and night till he ascertained they were at the hospital.

OUT OF TOWN PERSONALS.

Avalon, Catalina Island, Cal., Aug. 19.—The Saturday rush to Catalina was something entirely unprecedented in the history of the island, fully 700 people arriving within twenty-four hours. The first steamer of the day arrived at 1:30 P. M., her decks crowded with passengers. Every effort was strained to accommodate the throng. At the Metropole portions of wide piazzas were canvassed in and cots spread. Down at the Island Villa half of the large parlor was curtained off, and here cots were made up to accommodate the ladies, whose husbands were occupying quarters on the Metropole porch. Every tent, cottage, hotel and lodging-house on the island was literally packed from top to bottom, and the staterooms on the Hermosa and yachts lying in the bay were occupied. The fact that just now the season is at its height and the added attraction of the opera "Pinafore," which was produced in the pavilion last evening, combined to bring this phenomenal rush.

U. S. Grant Jr. and family of San Diego arrived at the Metropole last night. C. A. Baldwin, nephew of "Lucky" Baldwin, is spending some time at the Metropole, accompanied by his wife and little daughter. Mr. and Mrs. W. Lacy Waters of Montecito arrived at the Metropole last night. Among well-known Angelenos who are spending August at the Metropole are Mr. and Mrs. Howard M. Sale. Mrs. Davisson, wife of Dr. Davisson, president of the State Board of Health, accompanied by her children, is camping here. Dr. Davisson comes to the island to pass Sundays. Professor F. A. Molyneaux, Superintendent of Schools of Pomona, is enjoying camp life here. H. Z. Osborne, editor of the Los Angeles Evening Express, has been here with his family camping for six weeks and returned to the city yesterday. Hon. J. S. Chapman and family, J. F. Crosby and family, Dr. and Mrs. J. H. Edmonds, Mrs. Glassell and family are among the prominent Los Angeles people sojourning at the Metropole. E. F. Hurlbut and family of Pasadena returned last evening for another stay at the Metropole and will probably remain till the end of August. Dr. Lulu Ellis of Los Angeles, accompanied by her sister, Miss Charlotte Talbott, left this week for Europe to spend a year in Vienna studying her specialty, that of microscopical work. R. J. Boyer and C. L. Dietz, of Oakland arrived at the Metropole last night. Mr. and Mrs. W. W. Wright of Fresno are at the Island Villa. T. J. O'Brien of San Francisco and Mrs. L. Kane of Sacramento are at Catalina, stopping at the Grand View Hotel. The three Carhart brothers, who have been at the Metropole for some time, left for Santa Barbara to be present at the marriage of their sister, Miss Carhart, to Dana Burks, a well-known bank cashier of Los Angeles. S. M. Haskell of the Pomona Progress has joined the editorial colony of Catalina. Wilbur F. George and wife of Sacramento and Mr. Rideout and wife of Marysville left Catalina yesterday after a ten days' stay at the Metropole. They will visit Santa Monica and ascend the heights of Echo Mountain, leaving for the north on Monday. Wesley Clark and family, prominent Los Angeles society people, arrived at the Metropole to-day for a prolonged stay. W. H. Perry, the well-known Los Angeles lumber-dealer and owner of the Los Angeles theatre, arrived last night accompanied by his daughter and husband, Mr. and Mrs. Modina-Wood, D. A. Helbing, Mr. and Mrs. Frank Campbell were among the San Franciscans who arrived at the Metropole today. George L. Fish and Miss L. Stuart of Oakland were among the arrivals at the Metropole by the noon steamer to-day. W. C. Patterson, president of the Los Angeles Chamber of Commerce, arrived by this noon's steamer to join his family at the Metropole. He was accompanied by H. Jevne, L. N. Breed, the well-known Los Angeles banker, and J. J. Mellus joined the Angelenos at the Metropole for over Sunday. P. M. Green, president of the First National Bank of Pasadena, with his wife and daughter, is at the Metropole. Mrs. W. R. Fortune of Ramona has returned from a six weeks' visit in San Francisco. I. W. Hellman Jr. accompanied the Misses Castle down from San Francisco, who came to be present at the marriage of their brother, Colonel Castle, to Miss Winston. Mr. and Mrs. McLaughlin of San Jose are visiting their daughter, Mrs. L. C. Scheller of Ramona. Miss Alice Hobart of San Francisco, who has been the guest of Mrs. John P. Jones and Miss Jones at Miramar, their Santa Monica home, has returned home. Her marriage with Mr. Lester, nephew of Senator Jones, will take place in the early autumn.

Gilroy, Cal., Aug. 20.—Dr. and Mrs. Strong of San Francisco are here with relatives. George C. Earl, George W. Reynolds and Richard McCann of San Francisco, appraiser of the Miller & Lux estate, were here recently. Mrs. Charles and Mrs. Pershing of Suisun visited friends in this city last week. Mrs. Bernard D. Murphy and her sister, Mrs. Geoghegen, of San Jose visited the Sisters of St. Mary's Presentation Convent last week. Miss Minnie Willey is home from Sausalito. Ross and James Sargent, Oscar Mone, A. W. Furlong and C. Johnson have returned from a camping trip to Monterey. Mrs. E. J. Fuan is spending the week in San Francisco. Miss Frances E. Johnson of San Marcial, Sonora, Mexico, arrived today, and an elaborate "tea" was given in her honor at the residence of Mrs. C. A. Moxett, in which several of her young lady friends participated. Leon Loupe gave a "progressive angling" party at the Rea mansion Saturday evening for his cousins, Miss Nellie Hostetter and Coralee Montgomery of San Jose. William Wilson of San Jose was in town Sunday. Miss Emma Miller has taken charge of a school in San Benito County. Mrs. Dr. Cooper and children are over from Fresno to spend the heated term. In the firemen's daughter contest Miss Fannie Moore leads with 342 votes, Miss Josie Wolfran 226, and Miss Laura Dewart 179.

Capitola, Cal., Aug. 20.—Arrivals at Hotel Capitola: Mr. and Mrs. M. J. Glennan, Santa Clara; Mrs. M. Macabee, Ralph Lowe, Theo B. Lowe, Sam Lowe, San Jose; Charles Overacker, E. E. Ushar, Niles; Frank Fuslar, Fresno; Duncan McPherson, Santa Cruz; Mrs. Annos and family, San Francisco; A. E. Bowman, San Jose; Mr. and Mrs. H. E. Fellows, Los Gatos; Clay N. Johnson, Kate Wright, San Jose; H. B. Towne, Santa Ana; J. M. Wright, Loma Prieta; George Lauck, Santa Clara; Mr. and Mrs. J. D. Veck Jr., New Orleans; Mrs. Groome, Mrs. Thomas, T. E. K. Cornell, Sausalito; Mrs. G. E. Owen, San Jose; Mrs. Jennie Pepper, San Francisco; J. Pancera, J. H. Chrissman, San Jose; W. G. Droleop and children, France; Mr. and Mrs. Dr. J. C. Frazer, San Jose; Mr. and Mrs. W. T. Cope, A. A. Taylor, Santa Cruz; C. J. Wilcox Jr., San Jose.

RIGHT OF FREE SPEECH.

Judge Conlan Dismisses a Charge Against a Street Orator.

Judge Conlan yesterday reaffirmed the decision he rendered about a week ago in the case of President Burns of the Cigarmakers' Union as to the right of free speech on the streets.

George Spurgeon, a silver advocate, while addressing an open-air meeting on Third and Market streets Monday night was arrested and charged with obstructing the streets.

The case was tried yesterday morning, and after hearing the testimony of the arresting officer the Judge dismissed it. "The streets," said the Judge, "constitute the people's forum, and so long as no riot is threatened the police should not attempt to interfere."

Beaten With a Bung-Starter.

Henry Gerson, 605 Broadway, was taken to the Receiving Hospital yesterday morning and had a badly lacerated wound in his scalp attended to. He then swore out a warrant in Judge Joachimsen's court for the arrest of C. G. Goldsdorff, saloon-keeper, 642 Sacramento street, on the charge of assault with a deadly weapon. He stated that he went as usual to clean up the saloon yesterday morning, when Goldsdorff charged him with stealing three bottles of whisky and beat him over the head with a bung-starter.

Two years are required for the gulf water to travel from Florida to the coast of Norway.

"For years I had suffered from falling of the womb, inflammation of the stomach, and weakness of the female organs. "I used *Lydia E. Pinkham's* Vegetable Compound, and found a perfect cure in it for these troubles." MRS. LIZZIE DECLINE, 224 Grand Street, Jersey City, New Jersey.

THE BANKS OF THE STATE.

A Wonderful Increase in Assets in Eleven and a Half Months.

BUSINESS IS DECIDEDLY GOOD.

Figures Which Show That the Tide of Prosperity Has Come in California.

Since the June reports of the banks of California were presented Secretary Dunsmoor of the Bank Commission has been going over the figures with a view of ascertaining the loss or gain of the banks from July, 1894, to June 15 of this year. He has found the increase in assets as follows:

Real estate	$2,184,820 02
Stocks and bonds	4,032,447 28
Loans on bonds and stocks	1,452,844 67
Loans on other securities	1,454,140 76
Loans on personal securities	1,395,843 54
Due from banks and bankers	3,845,536 81
Other assets	1,402,072 38
Total increase in assets	$15,767,705 46
DECREASE IN ASSETS.	
Bank premises	$83,379 38
Loans on real estate	3,317,807 62
Money on hand	539,859 99
Total decrease	$3,941,046 99
Net increase in assets in eleven and a half months	$11,826,658 47
INCREASE IN LIABILITIES.	
Reserve and profit and loss	$839,437 60
Due depositors	3,133,956 41
State, county and city money	3,068,249 93
Due banks and bankers	3,108,520 46
Total increase in liabilities	$11,879,056 34
Less decrease in capital	52,397 87
Net increase in liabilities	$11,826,658 47

That the banking business has increased in San Francisco as well as throughout the State is shown by the following