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TUESDAY MORNING, JANUARY 5, 1909.

SINGLE COPIES: DAILY, 2c; SUNDAY, 5c  
ON TRAINS, 5 CENTS**DISTRIBUTION OF  
PEOPLE'S MONEY  
WORRIES SOLONS****CALIFORNIA LEGISLATURE IS  
FACING PROBLEM****DIVISION OF PATRONAGE TO BE  
CAUSE OF CONTENTION****Otherwise Cut and Dried Program  
Will Call for Harmony—All Have  
Friends Who Want Names  
on Payroll**

SACRAMENTO, Jan. 4.—Aside from the formal opening of the legislature today at noon and the organization of the two branches according to program, the most important problems before the law makers were the questions of how to distribute the patronage and in what form the \$1000 appropriated for each member shall be paid.

The senate has solved the former by allotting to Republican senators \$15 a day after taking out of the whole sum of \$500 daily the salaries of constitutional officers and giving the president of the body the disposal of \$22 and the nine Democrats \$10 a day.

In the assembly, however, the patronage issue is still paramount. A caucus lasting from 3 until 6 o'clock this evening failed to reach the desired conclusion.

At a meeting of the Republicans this morning before the assembly was called to order, a committee headed by A. M. Drew of Fresno, was appointed to deal with the question, with instructions to fill the most important posts and then devise a scheme for the equitable distribution of the remainder.

At this afternoon's caucus, however, the committee's recommendations were not favored by about half of the members, one side favoring the allotment of \$6 and the other one of \$8 a day to each Republican.

**Friends Want Money, Too**

As every legislator has from two to five friends eager to get themselves enrolled on the assembly payroll, and these would-be attaches are clamoring for the fulfillment of promises, the question has become more serious than the members had anticipated.

Adjournment of the caucus held this afternoon was taken until 10 o'clock tomorrow morning, when it is probable the special committee will be able to make a supplemental report enabling the caucus to arrive at an understanding before the next session of the assembly.

There was little delay in getting down to business after the two houses were called to order shortly after 12 o'clock.

The new members were sworn in without a hitch and the officers were quickly elected. Following are the men who will have charge of affairs:

Senate—President pro tem, Edward I. Wolfe of San Francisco; secretary, Lewis Hilborn; sergeant-at-arms, Louis Martin; chaplain, Father H. H. Wyman of San Francisco.

Assembly—Speaker, P. A. Stanton of Los Angeles; speaker pro tem, George M. Perine, San Francisco; chief clerk, Clio Lloyd; minority clerk, H. F. Harper; sergeant-at-arms, John Stafford.

**Two Predict Good Results**

Both Lieutenant Governor Porter and Speaker Stanton, in their addresses before the bodies over which they are to preside, predicted a session of unusually good results in the way of legislation.

The conservative estimates tonight place the probable length of the session at eighty days.

This has always been a delicate problem in the past, as the members receive only \$8 a day for sixty days, at the end of which period, if their labors were unfinished, they were at liberty to adjourn or serve without pay.

Under the new arrangement, however, with \$1000 for each member a session of 100 days will give them \$10 a day, and for this reason it is believed the solons will be in a great hurry to return to their homes.

The matter as it now stands does not provide for the man in which the \$1000 shall be doled out, and it will be necessary to introduce a bill to settle it.

A committee is working upon one now and probably will recommend that \$10 or \$12 a day should be paid until the end of the legislative period, when a balance is to be paid over.

**Leeds Will Father It**

Such a measure will be introduced in the assembly by Walter Leeds of Los Angeles.

Lieutenant Governor Porter and Speaker Stanton will be busy during the next few days with the organization of committees, after the appointment of which the usual avalanche of bills will flood the capital.

While the most important chairmanships have already been allotted, there are still many desirable plums in the committee line. Speaker Stanton has invited the members to send him the lists of those bodies upon which they would prefer to serve and will not have his task completed for two or three days.

The message of the governor, which may be received by the legislature tomorrow forenoon, is looked forward to with a great deal of interest, as its receipt will be the signal for the active law-making to begin.

The first important business to be disposed of will be the naming of a United States senator, but there is no excitement over the issue.

Senator Perkins' friends have opened headquarters at a local hotel, with George Patton of San Francisco in charge, but it is generally conceded that unless something unforeseen happens there will be little opposition to the selection of Perkins.

The Democrats will caucus on the senatorial proposition on Wednesday, but according to a statement made tonight by Senator Sanford, the minority leader, the name of Perkins' Democratic opponent has been decided upon.

**RELIEF TRAIN FULL OF  
INJURED WRECKED NEAR  
MESSINA: FIVE KILLED**

NAPLES, Jan. 4.—At Nivosa, he-  
tween Messina and Catania, a freight  
train ran into and telescoped a relief  
train crowded with injured persons,  
and five of whom were killed.

**NOVELIST ACCUSED  
OF COMPLICITY IN  
SLAYING OF ANNIS****THORNTON HAINS  
DESCRIBES CRIME****TALKS SO FAST LAWYERS ARE  
BAFFLED****Father of Two Men Accused Jointly  
of Murder Also Is a Wit-  
ness—Wife's Letter  
Read****FLUSHING, L. I., Jan. 4.—Thornton**

J. Hains took the witness stand today in his own defense on the charge that he was a principal with his brother in the killing of William E. Annis, and under counsel's interrogations, the story of his life and Capt. Hains' marital troubles that led to the slaying of Annis.

Sometimes the defendant made his answers before the district attorney could enter objections to the line of interrogation.

When recess was taken he had told of the sudden appearance of Capt. Hains at his home on the Sunday in May and of the excitement the captain was laboring under because of what his wife had told him concerning Annis.

The early part of the session was occupied with the reading of the letter from his wife.

**(Continued on Page Two)****THE NEWS SUMMARY****FORECAST**  
For Los Angeles and vicinity:  
Cloudy Tuesday, probably showers;  
light north wind, changing to south-  
west. Maximum temperature yester-  
day, 68 degrees; minimum, 46 degrees.**LOCAL**  
Los Angeles contributes liberally to fund for stricken Italy; \$2000 already sent, to be followed within a few days by \$5000 more. Clerk in furnishing goods store accused of stealing from employer, charged with grand larceny.

C. J. Nellis elected chairman of county supervisors by vote of "Solid Three."

Grand jury holds secret session, but no witnesses are examined at morning session. Grand jury holds secret session, but no witnesses are examined at morning session.

Tramp shoots and kills constable at Newhall. Railroad president's claim the Pacific coast enjoys low terminal rate is branded false by Joseph H. Call.

Deputies and Woolwine to aid prosecution of Carson, but district attorney objects. Pension board of fire department grants half pay to retired laborer and denies application for allowance made by widow.

Ride opened by board of public works for the purpose of holding anniversary celebration.

Insurance firms procure licenses under new system, paying in proportion to business transacted. Chief clerk of fire department ordered men to take food from yards and it gave rise to story of big robbery.

City Librarian Lummis resents attack made on his institution by Auditor Muesel. Contractor in auto pursues trolley car which had injured laborer and compels crew to return to scene of accident.

Ethel Mitchell breaks down and confesses she had had improper relations with Cecil Thayer, the young man whom her brother shot and killed.

Exchanges bank closed by state commission because of alleged irregularities in recent transaction. Institution is solvent.

Consolidated Gas Company of New York loses \$8-cent rate case on appeal to United States supreme court.

Supreme court of United States decides in favor of Standard Oil Company in Indiana suit, denying damages \$25,000,000 fine.

Rockefeller aids in writing Socialist play, now played by Wilton Lackaye.

House of representatives laughs heartily over president's special message justifying charges relative to secret service details.

Congress donates \$200,000 for aid of earthquake victims in Italy.

Banker in Detroit ends life in fit of despondency caused by ill health.

Former President Castro of Venezuela operated on by surgeons at Berlin and makes statement before submitting to knife, fearing death may ensue.

Earthquake shocks continue in Sicily and fires are kindled; Vatican at Rome is opened to 1500 injured from Messina and his holiness sends among refugees, consoling them.

Atlantic fleet passes safely through Suez canal and may go to Messina if presence there is desired.

**MIRTH CAUSED  
BY PRESIDENT'S  
LAST MESSAGE****ROOSEVELT EXPLAINS HIS RE-  
CENT CRITICISMS****SECRET SERVICE CHARGES AGAIN  
THRESHED OUT****Lively Interest Manifest and Much  
Merriment Is Evoked as Sec-  
retary Reads Special  
Document**

WASHINGTON, Jan. 4.—Unusual attention was paid in the house of representatives today to the reading of a message from the president replying to a resolution of that body calling on him for an explanation of the intimation in his annual message that members of congress were afraid to be investigated by the secret service.

The galleries were packed. The president's specific reference to certain speeches by Messrs. Tawney of Minnesota, Smith of Iowa, Shriver of Kentucky and Fitzgerald of New York, when the operations of the secret service were up for discussion, called a storm of laughter.

The speaker several times vigorously rapped for order.

As the reading of the message proceeded many of the members chuckled, others laughed outright, while some were prone to joke with their neighbors.

When the reading had been concluded, Mr. Perkins of New York, chairman of the special committee which originally considered the matter, moved that the message be referred to that committee.

"Is an amendment in order to that motion?" inquired Mr. Griggs in a loud voice.

"It is," replied the speaker.

"Then," said Mr. Griggs, "I move that this message be returned to the president."

"Oh, no," shouted several of Mr. Griggs' Democratic colleagues.

Mr. Perkins insisted the message should go to the special committee, and Mr. Griggs withdrew his motion, saying he took that action at the request of his party leaders.

The message was referred.

Members of the body mentioned in the message declined to make any public reply.

"I have no comment to make at this time," said Mr. Fitzgerald. "Whatever comment I desire to make will be from my place on the floor as a member of congress."

Walter L. Smith of Iowa said he would make a speech in reference to the mention of his name, but that he would not rise to a question of personal privilege, believing that such would recognize an injury received. He intimated his comments would be straight to the point.

The president in his message said: "I have made no charges of corruption against congress members against any member of the present house. If I had proof of such corruption affecting any member of the house in any manner, I would not hesitate to bring it before the public."

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**Scenes in Sicily and Map Showing Section  
Where Thousands Perished by Earthquake****IN AUTO, PURSUES  
CAR THAT HIT MAN,  
DETAINS MOTORMAN****CONTRACTOR STOPS TROLLEY  
AFTER ACCIDENT****B. F. Ford Investigates Cause of In-  
jury to Employee by Compelling  
Crew to Return to  
Victim**

B. F. Ford, a contractor of 204 Byrne building, pursued an out-bound Pasadena short line car yesterday; overtook it after a chase of several blocks; drove his automobile on the track, and when the car came to a stop a few inches from him, alighted and compelled the motorman to accompany him back to Aliso and Garcia streets. This because Gouthwaite Waldon, a laborer, had been struck and fatally injured by the trolley car.

The accident occurred in the afternoon. Car No. 322, in charge of Motorman J. H. Roth and Conductor William Knight, while running at a rapid rate of speed struck Waldon, who was stooping near the track engaged in leveling the ground, which was being prepared for paving. It threw him a considerable distance and fractured his skull.

Ford and his superintendent witnessed the accident. When the former saw the car was not going to stop he jumped into his automobile, standing nearby, and chased the car. He overtook it just beyond the bridge, and his signals were not regarded, drove his auto on the track and forced the car to come to a stop.

Ford is a deputy sheriff. He questioned the crew and the motorman, man denied having any knowledge of the accident. He declared he never saw the man near the track, and if he struck him was unaware of the fact. Ford then took the conductor in the automobile back to the scene of the accident and had him note the extent of the injuries.

The police ambulance arrived and Waldon, bleeding from the left ear, and with a long cut in his head, was hurried to the receiving hospital. An examination by the police surgeons revealed a fracture extending almost from the base of the skull to the forehead.

The accident brings out a pathetic story. Waldon had just started to work for Ford. A friend of the contractor told him Waldon had a wife and eight children to support and was unable to get work. Ford made a place for the man, who went to work New Year's day.

Waldon's address is not known, but it is thought he lives on Ramirez street.

**Governor Spry Inaugurated****SALT LAKE CITY, Jan. 4.—The**

ceremonies attending the inauguration of Governor William Spry and other state officers took place at noon today in the city council chamber. Chief Justice Straup of the state supreme court administered the oath of office.

**PROMINENT MASON OF  
COLORADO STARVES TO  
DEATH AT BERKELEY****BERKELEY, Jan. 4.—Near death**

from starvation, Edward Kippie, who stood high in Masonic circles, was found this morning in a vacant house in West Berkeley by two boys. He was removed in an ambulance, but died on the way to a hospital.

Kippie recently came here from Denver, but could not get work. Too proud to beg and suffering from consumption three days ago he went into the vacant house and had been there since without food or attendance.

When found he was emaciated and unable to move. His residence was in Denver.

A card in his pocket showed his membership in El Paso lodge 13, F. & A. M., of Colorado Springs.

His death was a tragedy.

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**VATICAN OPENED  
TO INJURED AND  
PONTIFF WEEPS****1500 EARTHQUAKE VICTIMS  
AT PAPAL RESIDENCE****PLEA OF PROTESTANT GRANTED  
BY HIS HOLINESS****King and Queen Continue Work at  
Messina—Awful Scenes Unfold  
in Ruins of Wrecked  
City**

ROME, Jan. 4.—The Universal Brotherhood spoken of by Archbishop Ireland of St. Paul was further emphasized in Rome today when upon the arrival of 1500 wounded from Messina and Reggio Mayor Nathan telephoned the Vatican, asking whether these unfortunates could be taken in there.

The Vatican replied in the affirmative and the wounded were received with open arms.

To realize fully what this incident signifies, it must be explained that Signor Nathan is not a Catholic and that he was at one time grand master of the Masons.

The first 120 of the wounded sent to the Vatican were received at the station by Monsignor Mistrali, sent by the pope.

The pope could not restrain his desire to bring them consolation, and sought them out. He passed through the basilica of St. Peter's over the arch connecting the basilica with the hospital.

Although he did not actually set foot on Italian territory, the reality was that outside the Vatican. The hospital, belonging to the pope, stands on Italian ground.

The pope's entrance into the hospital was the signal for an outburst of emotion not only on the part of the patients, but from the pope himself and the members of his suite.

Many of those who were not gravely wounded insisted upon jumping out of bed to kneel and kiss the pontiff's hand. The pope spoke consolingly to each unfortunate.

**King and Queen Devoted**

The king and queen of Italy today on board the battleship Regina Elena at Messina have given the noble example of devotion. The king, with some of his ministers at his side, has been directing the relief work, yet he has found time to visit the field hospital and encourage his stricken subjects.

The queen has been passing fifteen hours a day beside the sick beds on the Regina Elena, aiding, consoling and encouraging.

The brunt of the work of rescue has fallen upon the sailors, foreigners as well as Italians, and all have done their duty nobly.

Praises of the Russians are on every lip.

They hesitated before no danger, digging under tottering walls or entering the most unsafe shells when asked to do so by some frantic woman who had not lost all hope that husband or child was still alive.

The correspondents made two tours about the wrecked city through the piled twenty or thirty feet high with debris. It was a wilderness of ruin a mile wide and two miles long.

Beautiful children in ragged clothes in the foothills, hospitals, barracks and the university, all shared the common lot.

**Loss Irreparable**

The loss to the world will be irreparable.

Here and there the correspondent encountered salvage parties at work. They were digging at the instance of some distracted wife or mother who imagined she heard a voice, but usually there was no echo to the pathetic calling.

One party was trying to dig out a girl whose crying could be heard plainly, but as the correspondent watched there was a sudden cave-in and thereafter silence. In many places decomposing arms and legs protruded from heaps of masonry and plaster.

Curious freaks of the earthquake were to be observed. Standing walls had fallen over, exposing one tier of rooms above another in which nothing seemed to have been disturbed.

Pictures hung straight on the walls, and masses of tables and chairs and flowers on mantel pieces. In one place two buzzards, their beaks full of carrion, were sunning themselves on a window ledge over the body of a woman whose wealth of black hair covered her face and shoulders.

Dogs and cats were killed by the soldiers whenever caught feeding on the debris.

The buildings that best withstood the shock were the old royal palaces, where ten lost their lives.

The accounts of all survivors agree that the devastation was accomplished in less than one minute. The strata below the strait slipped along the line of a fork, then a tidal wave rushed in and out and all was over.

All say that when the shock came they felt an upward thrust of the earth. This was followed by an oscillatory motion and the crust of the earth vibrated.

Stuart K. Lupton, American vice consul at Messina, arrived one week before the earthquake. He was stopping at the Hotel Vittoria, which was half destroyed.

After finding that A. S. Cheney, the American consul at Messina and his wife had been buried in the ruins of their consulate, Mr. Lupton took up headquarters on board the warships in the harbor.

The correspondent visited the site of the consulate. The building had collapsed utterly. There is hope, however, that the bodies and the archives may be recovered. Joseph H. Pierce, the former American vice consul here, and members of his family are also among the dead. The only other Americans known to have been killed are a man named Joubert or Robert and his wife, who were naturalized citizens, and Joseph Giuseppe, a veteran of the Civil War.

The American flag made its first appearance in the harbor with the arrival today of the converted yacht Scorpion, under command of Lieut.

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