

# AGREEMENT IN THE HETCH-HETCHY CONTEST

### The Irrigationists Practically Yield to the Claims of San Francisco.

### THEIR RIGHTS PROTECTED.

### This City Must Develop the Power or Privilege May Go to Others.

Special Dispatch to the "Chronicle."

WASHINGTON, June 22.—The final conference between San Francisco's representatives and the representatives of the Turlock-Modesto Irrigation district over the division of the proposed Hetch-Hetchy water supply was held today at the Interior Department and the agreement between the city and district made public.

San Francisco has agreed to guarantee 2500 second feet of water to the Turlock-Modesto district and Representative Baker's amended Hetch-Hetchy bill containing this provision and other details agreed upon will be considered tomorrow by the House Public Lands Committee.

**TERMS OF THE AGREEMENT.**

Following are the principal clauses of the agreement, sanctioned by Secretary of the Interior LANE:

In substance the Army engineer's report is recommended as the basis for settlement, but San Francisco is not to be required to go to the extent of guaranteeing as much water as was originally suggested. The water allotment to the irrigation district remains exactly as proposed by the city of San Francisco.

The area to be irrigated by this allotment is to be increased without increasing the amount of water to be diverted from the Tuolumne river into the irrigation districts. The city is required, under the terms of the bill, to guarantee the prior rights of the irrigation districts and insure the natural flow of the Tuolumne up to 2500 second feet, as it would be if the city had no storage reservoirs on the stream.

During the sixty days when the flood waters are running to the sea, the irrigation districts are given the right by the government to pick up the waste water up to 4000 second-feet and store it. This requirement does not increase the burden upon San Francisco, for the reason that the flood waters diverted will flow through the Tuolumne river for fifty miles of water shed in coming between the Hetch-Hetchy dam and the city water supply and Lacuna reservoir, the storage reservoir of the irrigationists.

San Francisco's proposal to sell to the irrigationists surplus waters from year to year has been agreed to, and the irrigationists are to be required to develop foothill reservoirs and stop waste before they shall have the privilege of selling for any surplus above the 2500 second-foot supply.

**TO HIS WORDS THE FARMER.**

The amount of surplus and the rates to be charged are to be fixed by the reclamation service. Needs of the irrigationists will be fixed by the irrigationists in each calendar year, and the farmer is to have the right to buy when it is available.

When the irrigationists develop enough local storage reservoirs to take care of their needs the city will be released from further obligations to the district.

The Interior Department increased provisions in the original Baker bill which give the city the right to develop electric power. Recommendation of the Army board that five years be allowed for first installation of the power is reduced to three years after the completion of a portion of the aqueduct capable of developing power, at which time the city must have developed 10,000 horse-power. All this must be made to the development in periods of five years up to twenty years, at which time 60,000 horse-power must be in use for the benefit of the city or offered for sale. The irrigation districts are to have use of power at cost for pumping and municipal purposes.

**MUST PAY FOR POWER SOLD.**

The city is required to pay the percentage fixed by law for all power sold for commercial purposes, the revenue from this sale to be used by the government for the improvement of national parks in California. San Francisco's proposal to build scenic roads and trails in the Hetch-Hetchy valley is limited by the bill. The Interior Department, while insisting upon development of power, has not put into the bill drastic forfeiture clauses, as usual in a grant to a corporation. It is provided if the city fails to develop power according to the bill, unless required by the Secretary of the Interior, the Government may reclaim the right to lease power privileges to others than the city. This right to lease may not be exercised until the city shall have been directed to increase its power plant and failed to do so.

All disputes are to be referred to the Secretary of the reclamation service for adjustment. Drafting of the bill was finished at the Interior Department, and was sent to the Government Printing Office to be printed a time for tomorrow's hearing.

Before the hearing tomorrow the California Congressmen will meet in Senator Perkins' office and officially approve the bill. The Congressmen already have approved the bill, and they expressed the unanimous hope that it will speedily become law. It is the opinion of the Congressmen that when this bill becomes law it will greatly benefit the whole State, and the engineers believe that it will provide an adequate water supply for San Francisco for the next century.

**LONG MAKES A STATEMENT.**

City Attorney Long issued the following statement: "While provisions of the bill are broader and more definite than the Garfield permit, still the city's rights are not only adequately protected, but greater freedom of action is guaranteed. Rights of the irrigationists are made more certain by reason of clearly defining such rights and future relations between the districts and the city are safeguarded from controversy.

"The Department of the Interior has had in mind during progress of the discussions concerning provisions of the bill adequate protection of the irrigation districts so far as immediate and future needs are concerned, at the same time making certain that San Francisco will have for the next hundred years a pure and dependable water supply.

"The conditions upon which the grant made to San Francisco, by which possible controversies are anticipated and means provided for their adjustment, have undergone closest scrutiny by those representing the city, who have the advice of Francis J. Cheney and other San Francisco attorneys now in Washington.

"All concerned in the city's welfare

## Interesting Programme Is Arranged for Benefit for Homeless Children



Miss Rae Snell, a protegee of Maud Allan, and interpreter of classical dances.

## The Cuff House Baby, New Motion Picture Film, and Vaudeville Acts

MEMBERS of the San Francisco Branch of the Native Sons and Daughters of the Golden West expect a record attendance at the Valencia Theater June 24th, 25th and 26th, when the benefit performance for homeless children will be given. In the "Cuff House Baby," a beautiful two-reel motion picture feature on the bill, appear many well-known San Franciscans. This film was made especially for the Native Sons and Daughters to show the noble and humane work they are doing in placing homeless children in good homes.

Rae Snell, a protegee of Maud Allan, will appear as interpreter of classical dances. Marie Alice Perrin will make her first appearance in San Francisco in a monologue dealing with the work done by the two orders in the interest of the restoration of the landmarks of California.

The following young women, under the direction of Anita Peters of the Alhambra Theater, will render an interesting program in song and dance, of the late song hit, "California": Miss Mabel Akeley, Gertrude Akeley, Phyllis Dix, Margaret Gettins, Gertrude Collins, Eugene Clefford, Helen Adair, Pauline Walker, Hazel Western, Julia Sutto, Fannie Crocker and Esther Robbins.

This programme will be further augmented by a number of high-class vaudeville acts, and is in charge of the following members of the special committee selected by the associated parlor: Mayor James Rolin Jr., Fairfax Wheeler, Henry Dahl, E. E. Fisher, Helen McCoskey and Beatie Cohn.

It is agreed that the bill as drawn gives San Francisco security of rights and liberty of action within the reasonable limitations imposed.

"I have no doubt that with the passage of this bill San Francisco can safely enter upon the comprehensive development of her water supply and with perfect security make the investments demanded by the engineering plan with the feeling that the

## IRRIGATED FARMS ARE SEEN BY MANY

### More Than a Hundred Visitors Inspect 10,000-Acre Unit to Be Subdivided.

Special Dispatch to the "Chronicle."

SUTSFUN, June 22.—Eighteen automobiles, including a thirty-four-passenger sightseeing car, flying the crimson pennant of the Solano Irrigated Farms were waiting here today when the morning train brought more than a hundred San Franciscans for their first inspection of the 10,000-acre unit just offered for subdivision.

The visitors were accompanied by Patrick Calhoun, A. J. Rich, A. C. Blumenthal and A. C. Parsons of the selling agency, and A. C. Smith and G. L. Hopper of the Newitt Advertising Agency, which has charge of the publicity campaign.

As the machines paraded out of town they were caught by a motion picture camera and cheered on their way by the local citizens. The procession rolled through miles of golden barley and virgin pasture that now greets the coming of water and the plow. It was a day of rest on the tract, but the visitors saw the huge dredger, Jupiter, bigger than any on the Panama canal; they saw the 400,000-gallon reservoir, with the Oakland and Antioch laying its rails on an embankment across the water, and they saw the tractor and caterpillar engines that plow a swath twenty feet wide.

At noon luncheon was served in the newly built screened dining broths that will accommodate 200. That the opening day was a success is indicated by the large number of reservations of small farms reported by the salesmen.

On the American Continent there are 1424 languages and dialects made use of.

WHAT O'SHAUGHNESSY SAYS.

A statement issued tonight by City Engineer O'Shaughnessy says: "There is an abundance of water for all concerned. With adequate storage over 2,000,000 acre feet per year for the past twenty years has been the average flow from this watershed. The irrigationists, with 300,000 acres, will never use over 150,000 acre feet per year, applying two and one-half feet of water to each acre, as already used from their present irrigation. About 150,000 acres of their land has water less than ten feet below the surface. San Francisco in a hundred years from now will not use over 40,000 acre feet annually, so that even with additional storage provided there will still be a large waste of water. The city will, however, be required to dispose of the surplus waters from its reservoirs which it does not need for municipal use, at a price per acre foot which will compensate it for the cost of structures necessary to impound this water. This will naturally compel the construction of a larger dam than would be necessary for municipal use, but the compensation received from the sale of water will provide for this cost, so that these arrangements put no burden on the taxpayers of San Francisco.

"The great gain to the city is the right to build the Hetch-Hetchy dam as the first unit of development in its watershed, as this structure can be built for perhaps half the cost of a dam at Lake Eleanor, which the city under the Garfield permit was compelled to build first, and has over three times the watershed to supply it.

"The power rights remain entirely in the city and will be a very great asset in the future. The city will, however, be compelled, as in the Garfield permit, to sell at cost to the district the amount of power necessary for their local use. This will, however, be a comparatively small percentage of the total power capable of being developed. I regard the final solution of this controversy as of great benefit to the city, and the representatives of the farmers now feel that they have received just consideration from the city authorities and have no bad feeling, because the city is developing its water supply sources on the Tuolumne river, although they still persist in the attitude that they would much prefer that San Francisco would not take any of the waters of the Tuolumne river as a source of municipal water supply."

## PETE'S "FAWN" EATS STANFORD BLEACHERS

### Good Joke Is Put Over on Keeper Who Didn't Know "Goats"

Special Dispatch to the "Chronicle."

STANFORD UNIVERSITY, June 22.—Pete's "fawn" is eating the cardinal football bleachers. Consequently Pete is the butt of the latest college joke. Also he has found his goat. The truth of the matter is that the little near-brown animal is not a fawn, as Pete has been led to believe, but just a goat. Although Pete, who is known to every Stanford student as the assistant guardian of the varsity athletic fields, has teeth, yet he is not a "fawn" at all, and hence his deception was easily accomplished by two college jokers who made the caretaker of the students' playgrounds believe that the peculiarly colored creature with horns had membership in the deer family. The goat which has been passed off as a fawn is alone responsible for the discovery of its real identity at the hands of Pete, and its subsequent degradation to the ranks of the ordinary fence-producers.

This is the way the goat became a Stanford resident and fooled Pete: Just before the close of college, Walter Argabrite, varsity track and baseball hero, and Roger Goodan, a student in the history department, while returning from a walk to Kings Mountain, found the goat along the roadside, where it evidently had been lost from a band of passing goats. Neither of the collegians being ardent sportsmen, the walf was turned over to the rugby turf to gambol with Graduate Manager Burbank's flock of sheep. The peculiar markings of the animal offered capital for the jokers, so the innocent Pete was told that the newcomer was a fawn.

Pete has long claimed a residence on the farm, but he has not devoted as much time in separating the goats from the sheep as to preparing the under path for the record breakers. Hence he was easily misled. For a few days the fawn lost interest in its surroundings, and seemed to pine for its mountain home. This gave Pete a liberty to nibble on the choicest shrubs about the Stanford fields. But what Fawn desired was a discarded tomato can, and being unable to locate one about the well-kept athletic enclosure, took to nibbling on the bleachers. His racial characteristics were in awakening. He is converted to Dr. Ford's theory of eugenics and of the truth of the old adage, "Bred in the bone, comes out in the marrow."

**LICENSE ORDINANCE DRAFTED.**

Special Dispatch to the "Chronicle."

VALLEJO, June 22.—City Attorney O'Connell has drafted the new license ordinance, which has been under consideration by the City Council for almost a year, and it is possible that it will be passed some time this week, or early next month. This ordinance will be a radical departure from the present laws and will completely reorganize the present system, and incidentally add several hundred dollars annually to the city treasury. It is intended to tax business, in accordance with the volume transacted. Professional men are also included in the list, it being the purpose of the ordinance to have all engaged in making a living in a business way contribute something to the expense of the city government.

**BIG WIFE'S MARRIAGE ALLEGED.**

Special Dispatch to the "Chronicle."

VALLEJO, June 22.—Alleging that his wife, Cordelia Robinson, contracted a bigamous marriage with William C. Adams of St. Helena, February 12th, Grant T. Robinson has brought suit for divorce in the Superior Court on statutory grounds. The Robinsons were married in Woodland, September 1, 1902.

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## LACK OF ORDERS IN FATAL WRECK

### Officials Find Nothing When Mysterious Box at the Wharf Is Opened.

Special Dispatch to the "Chronicle."

VALLEJO, June 22.—Agents of the Railroad Commission, Coroner B. J. Klotz and Superintendent Malcolm McIntyre of the Napa valley electric line, have opened the mysterious box at the Monticello wharf where the orders for the train crew are supposed to be deposited, and no orders that would relate to the tragedy in which thirteen lives were lost were discovered.

This is taken as a confirmation of the statements made by the train crew of the Callotega flyer, both the motorman and conductor claiming that they left the Vallejo terminal with "no orders," meaning no orders for stops between the terminal and the siding at Collins, where the south-bound car is passed every day.

Dispatcher O'Leary has steadfastly insisted that he certainly did issue orders to take the siding at Hatch, and his friends believed his statement would be verified by the contents of the crew's box.

These orders are a part of the old-fashioned system of dispatching used by the railroad, which was so vigorously criticized by the Railroad Commission only two days before the accident. They are supposed to be in triplicate form, one for the motorman, one for the conductor and the third for railroad reference, deposited in the box. This box is opened by officials of the company about once a week.

**NO ORDERS IN THE BOX.**

No orders were found in the box, none in the clothes of the motorman, who died on the operating table, and none in the clothes of the conductor, who is still unconscious at the hospital. None were found in any of the scattered effects or belongings picked up at the wreck or at the Morgue.

So far as can be learned, none were in existence.

None of the officials connected with any part of the investigation is announcing conclusions from this development. Instead, they preserve a discreet silence, but this bit of evidence or rather of missing evidence, appears to be a body blow to the defense of Train Dispatcher O'Leary. The only defense that he could make is that Conductor Richmond took his orders but failed to write them down.

Instead Richmond gave the two-bell signal of "no orders" and a clear track to Collins.

Conductor Richmond recovered consciousness for a few moments again today and informed Coroner Klotz that he had received no orders to stop at Hatch, but intended to make Collins, the regular siding. Klotz endeavored to get a similar statement for the District Attorney, but by that time Richmond had relapsed again and his mind rambled about his home in Napa county and the beautiful weather. He is suffering from a concussion of the brain, but Klotz says he will recover. He will not be able to appear at the inquest Thursday, but the jurors will be taken to the hospital to hear his testimony.

District Attorney Raines announced today that he would be in San Francisco Monday and would confer with the Railroad Commission. The investigation seems to have been practically completed and the evidence will be sifted down and submitted at the Coroner's inquest.

Agents of several insurance companies have been in Vallejo securing photographs of the wreck. It is understood they will enter suit against the railroad in an attempt to recoup some of the heavy losses by dead policy holders. Word from San Francisco is to the effect that two suits totaling \$30,000 have already been entered against the company, but these have not been filed in Solano county.

## POLICE RAID ON BALL MEN'S ROOM

### Members of Sacramento Team Narrowly Escape Arrest for Poker Playing.

Special Dispatch to the "Chronicle."

SACRAMENTO, June 22.—How near three players of the Sacramento Coast League ball team, trainer and a former pitcher of the Wolverton staff, came to being thrown into jail for playing poker in a room in a prominent hotel today is a story that has caused a stir in the city. But the presence of five men in a single room in the early morning hours does not constitute a violation of the Sacramento gambling ordinance, even though cards and poker chips were found by the police hidden beneath a mattress.

Trainer Billie Burke, Jack Bliss, Tommy Tennant, "Lolly" Stark and "Toots" Reults are the ball players who were discovered by a squad of police in the hotel room. The police declare that the circumstances were very suspicious, but no arrests were made.

The raid on the ball players was made under instructions of the Chief of Police by five officers. By rearrangement a newly-appointed patrolman was sent ahead with instructions to quietly investigate the suspects. The patrolman knocked at the door and produced a stir inside. The remaining four officers followed closely, and when they entered the room the ball tossers were quite composed. A search of the room revealed a deck of cards in a clothes chest and a box of poker chips under a mattress. The police of further evidence prevented the patrolman from making arrests.

## Twin Oarsmen Kept in Ignorance of Brother's Death

SEATTLE, June 22.—Two members of the eight-oared crew of the University of Washington, which rowed third in the Poughkeepsie regatta yesterday, were kept in ignorance three weeks of the drowning of their brother. It was learned today. The oarsmen were Ed and Elmer Leader, twins, who pulled No. 2 and No. 3 oars in the race. Their brother, Arthur Leader, was drowned while swimming at Issaquah, Wash., June 24, but the twins were not told of his death because it was feared the news would unnerve them for the race.

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