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The Bulletin's Circulation in Norwich is Double That of Any Other Paper, and Its Total Circulation is the Largest in Connecticut in Proportion to the City's Population

BRANDT WAS ILLEGALLY SENTENCED

Justice Gerard so Declares in Sustaining Writ of Habeas Corpus

NO BURGLARY COMMITTED BY HIM

Court Declares this is Clearly Shown in His Answers at His Examination—Prisoner Now in Same Position as He was Before His Trial—May be Re-tried but Attorney-General Strongly Urges Governor Dix to Pardon Him

New York, Feb. 21.—Except for five years' confinement in prison, Folke E. Brandt is tonight the same man in the eyes of the law as he was before he was sent away on April 4, 1907, to serve thirty years for burglary at the home of Mortimer Schiff, the banker, where he once worked as a servant. The long prison term was broken today by Justice Gerard of the supreme court with an opinion sustaining a writ of habeas corpus.

Next Movement Uncertain.

The young Swede remained locked up in the Tombs tonight, but not as a condemned man, and with the assurance that within 48 hours he will be released to await a new trial or whatever occurs to clear up his remarkable case. What other developments than a new trial there may be were a matter of some controversy tonight, but it was widely assumed that the hearing before Commissioner Richard L. Hand, appointed by Governor Dix to hear Brandt's application for clemency, was now of no importance as a factor in Brandt's effort for freedom, because a pardon, it was held, could not be given a man who stands uncondemned, as Brandt does with only charges pending.

Prefers Vindication to Pardon.

Furthermore a pardon, Brandt's friends contended, would be less of a victory than Brandt might win by a new trial, because the pardon would not completely wipe out the stain of an offense, whereas if the indictments against Brandt should be quashed, or if he should be acquitted on trial, he would be vindicated in the eyes of the law.

Was Illegally Condemned.

According to records which Justice Gerard read into his voluminous opinion today, Brandt, on March 28, 1907, withdrew an original plea of not guilty to the indictment charging that he feloniously broke into the Schiff house in the night time, arming himself with a club and knife, and stole "two pips and shoe horn," and pleaded guilty. In sentencing him a week later to thirty years in prison, Judge Otto A. Rosalsky illegally condemned the man, according to Justice Gerard's opinion today.

Evidence Refuted His Plea.

The court held that the examination of Brandt at the time that he was sentenced tended to refute the plea to a charge of burglary in the first degree because the prisoner's statements were a denial that he forced an entrance into the Schiff house, which must be shown to establish burglary in the first degree.

"The questions and answers set forth in the examination," holds Justice Gerard, "show that Brandt, whatever other crime he committed, did not 'break' to enter within the meaning of the law, and show that the crime of burglary in the first degree or in any degree, was not, in fact, committed.

Judge Should Protect Prisoner.

"I hold that when a defendant puts in a formal plea of guilty, that, when if the judge proceeds to swear the defendant and learns from him that the acts which he admits doing did not in fact constitute the crime to which he pleads guilty and that the defendant did not in reality intend to plead guilty to that crime, then the judge who acts to protect the interests of the prisoner, as well as the state, is not justified in accepting the plea and imposing sentence, but is without jurisdiction to sentence a prisoner for a crime which it is plain the prisoner does not admit that he committed and to which he does not plead guilty.

Is Entitled to Relief from Stigma.

"If Brandt was sentenced because he was involved in a net of verbiage and pleaded guilty to a crime which his examination at the time of his plea showed he did not admit committing, and did not intend to plead guilty to, he should not be left to seek his remedy from executive clemency alone. He is entitled to a decision of the court relieving him from the stigma of his mistaken plea.

Committed to Await Trial.

"My decision on this writ does not set the prisoner free. The prisoner may or may not be guilty of the crime charged in the indictment and my decision simply puts him in the same position, except for the service of a sentence of nearly five years, that he was in before sentence was imposed upon him.

"The writ is sustained and the prisoner remanded to the Tombs subject to an application for bail to await trial under the indictment for burglary in the first degree."

Will Be Bailed Out Friday.

Brandt, it was decided this evening, will remain in the Tombs until Friday morning, when, by agreement between his counsel and District Attorney Charles S. Whitman, he will be released on bail, the necessary bond being furnished by a surety company.

District Attorney Whitman said tonight that he would promptly confer with Attorney General Carmody as to whether the state should appeal from Justice Gerard's decision, and that he would take no step until such conference was held.

RECOMMENDS A PARDON.

Attorney General Strongly Urges It Upon Governor Dix.

Albany, N. Y., Feb. 21.—Although Attorney General Carmody strongly advised Governor Dix today to grant an immediate pardon to Folke E. Brandt, former valet of Mortimer L. Schiff, of New York, the governor said tonight that he would act only on the recommendation of Richard L. Hand, who was appointed commissioner to ascertain if there was any evidence which would warrant the exercise of executive clemency.

Will Await Hand's Report.

"I have received word from Mr. Hand," said the governor. "That he will be here to see me at noon tomorrow. There will be absolutely nothing done until I have received his report."

Attorney General Carmody, in a long opinion, submitted to the governor tonight, contends that while Brandt may have been guilty of a crime, there was no evidence in support of the conviction for burglary, first degree. Brandt, he says, is not the important factor in the case. That factor is:

"Will the forms ordained by the constitution for ascertaining guilt be observed?"

Attorney Nicoll Wants to Argue.

Governor Dix received a telegram today from Delancey Nicoll of New York, asking for the privilege of making an oral argument before him on the question of immunity, which was raised at the hearing before Commissioner Hand in New York yesterday. He said tonight that he had not decided as to the request.

Attorney General Carmody said tonight that he was given to understand yesterday that Justice Gerard would grant the writ of habeas corpus in behalf of Brandt today unless Governor Dix granted a pardon.

Governor Has Power to Act.

"That was one of the reasons," said the attorney general, "why I urged the governor to grant the pardon today so that all possible complications in the case might be avoided. I still hold, however, that the governor has full power to act in this case irrespective of the fact that the writ has been granted."

Mr. Carmody was unable to say whether an appeal would be taken from Justice Gerard's decision, until he had an opportunity to examine the opinion. He has contended that Justice Gerard was powerless to grant the writ. Justice Gerard's writ, according to Mr. Carmody, places Brandt under the jurisdiction of District Attorney Whitman of New York.

Governor Dix had no comment to make on Justice Gerard's decision.

Attorney General Explains.

In his opinion to the governor, Attorney General Carmody outlines the proceedings in the case to date and explains why he united with District Attorney Whitman in opposing the swearing of Mr. and Mrs. Mortimer L. Schiff, Howard S. Gans and perhaps other witnesses before Commissioner Hand, "for the purpose, as stated, of opening up the whole matter, and showing that Brandt had attempted to assail and desecrate the fair name of Mrs. Schiff."

Would Go to Bottom of Whole Case.

Mr. Carmody says he opposed this upon the ground that it had no bearing upon the investigation before the commissioner and that he united with the district attorney, "believing that justice demands imperatively that the grand jury investigation go to the bottom of this whole case, and ascertain what influences, if any, were instrumental in bringing about the remarkable results which are before us in the conviction of Brandt."

Don't Becloud the Issue.

"So important is the matter," continues the attorney general, "that I believe nothing should be done in this present investigation that would either furnish immunity to parties accused, or give them any other opportunity of evading or avoiding or clouding the issue necessarily to be determined before justice is ultimately done in this case."

Mr. Carmody says he is strongly of the opinion that such evidence is immaterial.

Inconsistent With Honest Proceedings

Attorney General Carmody further says:

"Brandt must have told his counsel that he was not guilty of burglary, as he told the court, and it seems to me absolutely inconsistent with honest proceedings that he could have been convicted and sentenced for a crime that the minutes of the grand jury do not show that he committed and that he himself denied when asked about it.

"I have yet to hear any explanation that effectually disposes of the suggestion that powerful influences were at work to bring about the incarceration of Brandt."

THE DAY IN CONGRESS.

Representative Hobson Causes Flurry Followed by Apologies.

Washington.—The day in congress.

Senate:—

In session 2 p. m.

Senator Hitchcock introduced a resolution to investigate Colombia's claim against the United States, growing out of the formation of the Panama canal and the canal zone.

Favorable report on the wireless telegraph treaty authorized by foreign relations committee.

Adjourned at 4.27 p. m. until noon Thursday.

House:—

Met at noon.

Military affairs committee favorably reported resolution requiring Secretary of war to submit all papers bearing on Ainsworth case.

Agriculture department expenditures committee Florida Everglades inquiry halted to decide upon scope of investigation.

Representative Hobson precipitated a lively debate by demanding an investigation of Representative Hay's charge that he had attacked the military affairs committee in a "cowardly manner," but apologies ended the trouble for the time being.

Chemical bill passed by a vote of 175 to 127.

Representative Hobson of Alabama introduced a resolution for a house inquiry of Representative Hay's charge that he had attacked the military affairs committee in a "cowardly manner."

Adjourned at 5.08 p. m. until noon Thursday.

Engineer Drops Dead.

Jackson, Mich., Feb. 21.—Just as he had finished his run on a mail train from Michigan City to Jackson, Thomas C. Faulkner, a Michigan Central engineer for 34 years, dropped dead tonight.

Cabled Paragraphs

London, Feb. 21.—Capt. the Hon. Frederick Edward Guest has been appointed treasurer of the king's household, replacing W. Dudley Ward, who has held that position since 1910.

London, Feb. 21.—Lorth Strathcona is suffering from an attack of influenza. The symptoms have caused considerable anxiety to his physicians, owing to the patient's age, but his bodily strength is being maintained.

Grindeswald, Switzerland, Feb. 21.—The great Jungfrau railroad tunnel, which has a length of 27,900 feet, was pierced today as far as the new station of Jungfraujoch, which is at an altitude of 13,000 feet above sea level.

Cape Haitien, Haiti, Feb. 21.—The San Dominican revolution is extending every day, especially in the vicinity of the frontier, where communication between Dajabon and Monte Christi is totally suspended.

Belfast, Ireland, Feb. 21.—Mrs. Margaret Byers, doctor of laws, and principal of Victoria college, Belfast, since 1859, died here today. She was the first Ulster woman to receive an honorary degree from a university.

London, Feb. 21. — Conditions throughout Great Britain, particularly in the manufacturing districts of the north of England, are becoming rapidly worse as a result of the threatened coal strike, which, if it occurs at the end of the month, will throw 800,000 miners besides workers in other trades out of employment.

Rome, Feb. 21.—Tripolitana and Cyrenaica will be proclaimed Italian territory tomorrow. The sessions of the chamber of deputies and the senate are likely to remain noteworthy in the annals of Italian parliamentary history because they will mark the conversion into law of the royal decree proclaiming the annexation of these two districts of Africa.

WOMEN STRIKERS PROVE OBSTINATE.

Militia Called Upon Twice to Move Them at Lawrence.

Lawrence, Mass., Feb. 21.—A crowd of a thousand women mill operatives who refused to comply with the orders of the police to move on furnished the only semblance of excitement in connection with the textile strike situation today. It was found necessary twice to call on the militia to aid in dispersing the women who were on their way to attend a meeting in a local theater. They gathered first on Oak street, where they were scattered by the soldiers and police, and again in front of the Arlington mill. There a company of militia quartered in the mill was called out to clear the street. It was the first time in several days that any disturbance has developed.

Beginning tomorrow morning the Central Labor union will start a new organizing campaign in connection with the strike. An attempt will be made to gather the skilled workers in permanent organizations under the American Federation of Labor.

After a meeting of the executive committee of the Central Labor union today it was announced that no answers had been received from the mill men to the demands made by the committees of the craftsmen recently appointed, and that none are expected at present. The new organizing plan is regarded as due to the failure of these committees to reach an adjustment of the trouble.

JANUARY MONTH OF INFLATED PRICES.

Cost of Foodstuffs Has Increased 25 Per Cent. in Past Year.

New York, Feb. 21.—Small quantities of such foodstuffs as are commonly regarded as essentials of the table have increased in cost to the consumer in New York approximately 25 per cent. during the past twelve months. The percentage was computed by the New York association for improving the condition of the poor after an exhaustive inquiry to determine what effect the high cost of living was having upon the poor, and the figures were announced tonight. Numerous tables of prices in January, 1911, and the past month show striking contrasts and the association states that "wholesale and retail grocers agree that last month will be historical as a period of inflated prices."

The advance in the cost of vegetables has been most marked, potatoes and a large number of other vegetables having about doubled in price. Only apples and summer fruits have shown any downward tendencies.

HORRIBLY MUTILATED BY BLACK HANDERS

Bruno's Tongue Cut Out and Face and Body Slashed.

New York, Feb. 21.—In the discovery today of the mutilated body of Joseph Bruno in a vacant lot in East New York, the police recognized another case of Black Hand vengeance. There were ten knife slashes in the face, ten terrible wounds in the body, and, as a quietus, an eight-inch butcher knife was driven straight into the man's heart, where it still stuck when the body was found. In addition, the murderers cut part of Bruno's tongue away, evidence, the police say, that the murder was due to Bruno having talked more than his friends relished.

Senator McLean's Statement.

(Special to The Bulletin.)

Washington, Feb. 21.—When asked last night why he voted against the confirmation of Hon. Myron T. Herrick, as American ambassador to France, Senator McLean made the following statement:

"I voted against Mr. Herrick as a protest against his sharp comment on Senator LaFollette and his followers. Mr. Herrick was at that time as good as appointed American ambassador to France, and it seemed to me that his conversation and public utterances should comport with the high dignity of the great office and honor his country was about to confer upon him. Moreover, while I do not always agree with Mr. LaFollette, he counts among his friends some of the brainiest men in the country today and he represents a force in politics which cannot be destroyed with the bludgeon of abuse.

"Personally, I should like to see factional differences in the party surrender to the present crying need of the country for sane and sober speech and action."

Steamship Arrivals.

At Gibraltar: Feb. 21, Arabic, from New York.

At Marseilles: Feb. 18, Roma, from New York.

At Liverpool: Feb. 21, Campania, from New York.

At London: Feb. 21, Minneapolis, from New York.

Norwich Men Representing Finance, the Law, Commerce Manufacturing, and Other Interests.

WILLIAM B. YOUNG,
President of the Lee & Osgood Company.

Roosevelt's Hat Is In the Ring

COLONEL MAKES SIGNIFICANT REPLY TO AN INQUIRY.

A DEFINITE ANSWER MONDAY

Intimation That ex-President Will Go After His Hat—Welcomed by Large Crowds Throughout Ohio.

Cleveland, O., Feb. 21.—During the brief stay of Colonel Roosevelt in Cleveland, W. F. Eirick, well known locally in politics, greeted the former president, whom he knows well.

"My Hat is in the Ring."

"I want a direct answer, Colonel," said Mr. Eirick. "All your friends want to know, and want to know now, whether you are to be a candidate?"

"My hat is in the ring," replied Colonel Roosevelt. "You will have my answer Monday."

Four Speeches in Ohio.

Belief in the political doctrines of the "progressives" was reiterated today by Theodore Roosevelt, who made four speeches in Ohio. It was his first trip of the kind since the series of journeys shortly after his return from Africa in 1910. A mixture of snow and rain fell steadily until nearly nightfall, but the colonel was welcomed by crows wherever he went.

Had Conference on Train.

On the train between Columbus and Cleveland late today the colonel conferred at length with a number of politicians leading the Roosevelt movement in this state.

The train was over an hour and a half late in arriving here, and a stop of but fifteen minutes was made. Colonel Roosevelt then proceeded on his way to New York.

One Speech from Baggage Truck.

Colonel Roosevelt delivered his principal speech before the state constitutional convention at Columbus. He made a short speech to a crowd in the rotunda of the capitol. At Galllon he spoke from the train, and at Cleveland he made a brief speech of greeting from a baggage truck.

Makes Big Business Shudder.

Here tonight Colonel Roosevelt was asked what he thought of his reception in Ohio.

"Bully, by George!" was his reply.

In addressing the constitutional convention the colonel several times departed from his prepared speech for the sake of an epigram or two.

When he came to the subject of the control of corporations, he said: "Big business always shudders slightly when I speak of it."

Still Advocating More Babies.

The colonel's speech in the rotunda of the capitol and in Gallion were devoted largely to an exposition of his well known views upon the baby question. At Cleveland he paid his compliments to the wife of the "average American," saying that though he though highly of man he thought more highly of the man's wife.

Clasps Hands With Governor Harmon.

As he boarded the train at Columbus the colonel almost bumped into Governor Harmon, who was coming back home from a trip into Kentucky. In the handshake which followed Colonel Roosevelt's "Delighted!" and a jocular remark by the governor on the colonel's invasion of his state there was no reminder of the antagonism which occurred between the men during the campaign in Ohio in 1910, when the colonel made a severe personal attack upon the governor.

Governor Wilson in Columbus.

Governor Wilson of New Jersey passed through Columbus today on his way to St. Louis. He saw neither Colonel Roosevelt nor Governor Harmon.

Disgrace Causes Suicide.

St. Petersburg, Feb. 21.—Professor Von Friedrichs, formerly attached to Riga Polytechnic, has committed suicide, according to a despatch from Innsbruck. Von Friedrichs was recently sentenced to eight years' imprisonment at hard labor on the charge of having set fire to a sawmill on his own estate for the purpose of collecting the insurance money. He left a letter saying that he was unable to bear the disgrace.

Zurich has a midnight curfew for automobiles.

Yankee Grit in Chinese Waters

ADMIRAL MURDOCK PROTECTS AMERICAN SHIPPING.

DEFIED THE REVOLUTIONISTS

Refused to Obey Order to Vacate Wu Sung and Sent Back a Warning—Junk Makes Opera Bouffe Attack.

LONG HEAD—Yankee Grit wK....to

Washington, Feb. 21.—How it remained for an American admiral, of all the naval commanders in Chinese waters during the revolution, to assert and maintain the right of foreign shipping to remain unmolested is told in an official report to the navy department from Admiral Murdock, commanding the Asiatic station.

Occurred at Wu Sung.

The scene of the incident, which bears a striking resemblance to the famous episode in Rio Janeiro harbor two decades ago, when Admiral Benham defied the Brazilian rebels, was at Wu Sung, near Shanghai, in the Yangtse.

Foreign Shipping Ordered to Evacuate

The revolutionists were in practical possession of the city of Shanghai and had ordered all foreign shipping to vacate the international anchorage at Wu Sung. With one exception the foreigners acceded to the demand.

Admiral Murdock Refused.

Admiral Murdock refused and told messengers who brought the notice that he would not tolerate any unnecessary interference with American shipping even to the extent of removing it from the line of fire of the shore forts.

Junk Bore Down on Collier.

At that moment, the fleet collier Abarenda steamed up and an armed junk bore down upon her to board her. The captain of the Abarenda, a civilian, lined up his civilian crew, armed them with rifles, and with his officers wearing revolvers at their belts, all stood ready to repel the boarding party.

Junk Abandons Attack.

At that the junk sheered off, put about and allowed the Abarenda to proceed to her own anchorage.

ADVERTISING LIAR A BACK NUMBER

Honesty Now the Basis of Advertising Man's Efficiency.

Leavenworth, Kan., Feb. 21.—"The day when the advertising man was considered a paid liar is past," said E. Stelmo Lewis of Detroit, Mich., president of the National Association of Advertising Managers, addressing the convention of the Southwestern division of the Associated Advertising Clubs of America here today.

"The advertising man knows what kind of business didn't pay him and didn't pay the man whose money he took. He knows he must be a man of efficiency and honesty. He has ceased to be a man of ink and is a man of business dealing with the intricate problem of what is going to happen. No sane advertiser disagrees with the principle that honesty is the basis of efficiency."

Lawrence Grafters Pardoned.

Boston, Feb. 21.—Pardons for James Hamilton and Samuel Kress, serving sentence for conspiracy in an alleged attempt at bribery in connection with the appointment of a fire commissioner for the city of Lawrence, were granted today by Governor Foss and the executive council. Former Mayor White of Lawrence, also convicted in connection with the same case, was recently pardoned.

Train Dug Out of Snowdrift.

Enid, Okla., Feb. 21.—A rescue crew was sent to Covington, Okla., near here, early today, to dig out of a snow drift a passenger train on the St. Louis & San Francisco railroad, which was caught in yesterday's storm which was the worst known in this section in sixteen years.

The total trade of the United Kingdom in 1910 was estimated at $4,900,158,434.

Condensed Telegrams

The Old Pensacola Has Been Sold and stricken from the naval list.

Prof. Albert Hertel, a noted painter of landscapes and still life, died in Berlin aged 68.

A Dynamite Bomb in a Coffee Pot was found on a doorstep in New York's East Side.

In an Explosion and Panic in a moving picture show at Albrightsville, W. Va., 29 persons were injured.

Three Railroads Two Theatrical concerns and four individuals were indicted at Chicago for alleged rebating.

Contracts Have Been Completed at Liverpool for the construction of 21 oil tank steamers, several for American owners.

Andrea Mantegna's Painting, Virgin and Child, was sold in Berlin to a Parisian art dealer for $147,500 for a rich American collector.

Jesse Bings, Chicago's Only Negro Banker, was married Tuesday to Miss Eudora Johnson, said to be the wealthiest colored girl in that city.

The Stillwell Constitutional Amendment providing for woman suffrage was reported by New York's senate judiciary committee yesterday.

Charges That a Bribe of $5,000 was offered to withdraw two bills created a sensation in the New Jersey legislature, in session at Trenton.

It Has Been Decided to Hold the annual state field day and parade of the Connecticut Total Abstinence union in Waterbury on June 13.

R. G. Diegle, former sergeant at arms of the Ohio senate, must serve three years in the penitentiary for complicity in legislative bribery.

A Dog Playing with a String attached to the trigger of a gun in a trap for prairie wolves, near Dugald, Manitoba, shot and killed another dog.

A Bill Was Passed by the Rhode Island house yesterday requesting congress to secure a lightship to be placed one mile north of the north end of Block Island.

Former Sheriff Eben N. Perry, one of the best known temperance men in Maine, is dead at the home of his daughter, Dr. H. B. Perry, at Northampton, Mass.

Mrs. Josephine Candialaso, believed to have been the last member of the once numerous tribe of Tule Indians, died at the county hospital, Santa Clara, Cal., aged 93.

The Threatened Coal Strike in England has caused numerous inquiries to be made in New York from English companies relative to the possibility of obtaining American coal.

The Mexican Government has agreed to pay an indemnity of $3,100,000 to the Chinese republic for the death of 50 Chinese at Torreon, Mex., during the revolution last July.

Another Bill to Limit the Service of president and vice president to one term of six years was introduced yesterday, this time by Representative Curley of Massachusetts.

Elihu H. Geer, Aged 72, Secretary of the Hartford Printing company and publisher of the city directory, died suddenly at his home in Hartford yesterday, from heart disease.

Burglars Entered the Home of J. Seeley at Montreal early yesterday and while the family slept upstairs carted away the dining room furniture and four trunks full of property.

James B. Duke, the Former Head of the American Tobacco company, sailed yesterday for England, where he will become the president of the British-American Tobacco company.

Because of the Severe Storm along the southern coast, Secretary Knox will board the cruiser Washington at Key West instead of Palm Beach, Fla. He will embark tomorrow evening.

Hiram C. Gill, Elected Mayor of Seattle two years ago and removed by the recall in less than a year, finished at the head of the poll in the nomination primary for city officers Tuesday.

An Amendment to the Parliament's reply to the speech from the throne alleging that the government had not fulfilled its pledges to reconstruct the house of lords was rejected by a vote of 324 to 231.

The Treasury Department Prepared to surrender the $110,000 excess duties collected on the $22,000 pearl necklace of Mrs. William B. Leeds of New York, in accordance with the supreme court's decision.

Considerable Insurance is Carried by the cotton dealers of Texas in Hartford insurance companies. What losses the companies will be called upon to pay as a result of yesterday's conflagration in Houston is unknown.

Senor Calvo, the Costa Rican minister at Washington, received a cablegram last night from San Jose, the capital of Costa Rica, with the single word "Earthquake" in it. He fears another catastrophe has taken place.

One Trainman is Dead, four others injured and several passengers were hurt in a head-on collision that occurred in a blinding snowstorm one mile west of Lowder, Ill., yesterday between a Chicago, Burlington and Quincy passenger train and a heavy coal train.

ALLEGED WHITE SLAVERS ARRESTED AT BRIDGEPORT

Testimony of Joseph Lagno Gets Ten Men Into Trouble.

Bridgeport, Conn., Feb. 21.—As a result of testimony given in the superior court here today by Joseph Lagno, ten men alleged to be engaged in the white slave business have been arrested and are being held pending an investigation. Lagno, who was before the court, charged with slashing the face of Dora Herman, because she was protecting a young girl the alleged white slavers were after, testified that he had been forced to do the cutting by the men later arrested and further said that when he went into the woman's apartments armed men stood on the corners of the street outside with loaded revolvers, ready to take his life if he did not carry out their bidding.

The men arrested, Domenico Cesare, the alleged leader of the gang; Pasquano Cavillo, Frank Cozza, James Matto, Chilino Gregorio, Ernesto Cozzo, Albert Festo, Gateano Romanno, James Aricolo and Frank Matto were picked up in a restaurant on Water street and on the East Side.

1,000 HOMELESS BY HOUSTON FIRE

Texas City Devastated by Most Destructive Fire in Its History

OVER 200 BUILDINGS NOW IN ASHES

Loss Expected to Reach $7,000,000, only 40 Per Cent. of which is Covered by Insurance—Over a Dozen Industrial Enterprises in Ruins—Offers of Assistance for Homeless Received from Various Cities.

Houston, Texas, Feb. 21.—In the wake of the most destructive fire in the history of Houston, smoldering wreckage tonight covers an area about one and a half miles in length and varying in width from two hundred yards to half a mile in the northeastern section of the city.

$7,000,000 Loss; 1,000 Homeless.

More than a dozen of the city's most important industrial enterprises are in ruins; 200 or more dwellinghouses and store buildings are in ashes, and approximately 1,000 persons are homeless. An accurate statement of the monetary loss is not yet possible, but the most conservative is that it will reach at least $7,000,000. The insurance carried will not exceed forty per cent. Except for a few who suffered minor burns and bruises, no casualties attended the fire.

Broke Out in "Mad House."

Breaking forth without warning in an untenanted rooming house known locally as the "Mad House," shortly after one o'clock this morning, and at a time when a gale was sweeping from the northwest, the flames made rapid headway. The flames communicated to adjoining structures and from the mswept toward the southeast, generally making desolate their route, but occasionally, in seeming sport, they spared a structure, sometimes a mere shanty and again a place of pretension. Four hours later the area of destruction had been defined, but the work of the firefighters was not then ended, nor is it yet ended, for all over the charred and blackened district are piles of debris, the consumption of which is a slow process.

Buffalo bayou divides the city, running east and west, and it was not until the conflagration had reached its banks that the slightest headway could be made toward checking it. Except for an occasional dip across the stream the line of destruction ended here.

Wind Scatters Firebrands.

In the early morning hours the gale continued fiercely and at times hurled clouds of burning shingles and fire great distances and threatened among others the plants of the Texas company and the Houston Packing company. The latter was damaged considerably. Several times the roof of the oil plant caught fire but the blaze each time was quickly extinguished.

Industrial Plants Destroyed.

The industrial plants destroyed include three cotton compresses with 55,000 bales of cotton, a syrup factory, a pencil factory, two rice mills, a cotton picking plant and three lumber yards. The compresses and cotton alone were valued in excess of $5,000,000. Another building destroyed was St. Patrick's cathedral church and academy.

Outside Aid Not Needed.

Rapid action was taken for the relief of those rendered homeless and tonight found the victims with their immediate needs cared for. Outside aid will not be necessary. Today telegrams came from the mayors of Louisville, Ky., Boston, and several other cities proffering aid, and to these Mayor Rice replied, expressing gratitude, but asserting that Houston can meet every need.

HEAT STILL INTENSE IN HOOSAC TUNNEL

Firemen Pour Streams of Water on It to Cool Embers.

North Adams, Mass., Feb. 21.—Repelled by the intense heat, smoke and gases from the burning freight cars in the interior of the Hoosac tunnel, an investigating party which entered the tunnel from the west side to inspect the scene of last night's train collision, were unable to approach within a thousand feet of the wreck late today. A special train, consisting of an engine, a flat car with a short derrick and a box car, took into the tunnel various railroad officials and newspaper men from North Adams. The draught fans midway of the tunnel were turned on to blow the smoke and gases out of the east portal and a dash was made into the torrid atmosphere.

Even by the aid of powerful searchlights the searchers could see hardly more than an arm's length ahead, as the train neared the wreck, and they were compelled to lie down upon the flat car to catch the cooler, clearer air. At length the heat became so unbearable that it forced a retreat after the party had been in the tunnel a little over two hours. Rocks were still falling from the roof over the wreck, some of those seen on the tracks weighing probably from six to eight tons.

Trainmaster J. D. Bourne, who had charge of the train, declared it as his belief that several hundred feet of the tunnel would have to be cleared and that no train could be run through before the end of the week at the earliest.

Throughout the entire day firemen worked energetically with streams of water drawn from engine tenders to cool the embers at the east end of the tunnel. So intense was the heat there that the track rails were warped for 200 feet outside the portal, while inside they were bent and twisted into all sorts of fantastic shapes.

COURT'S DECISION IS AGAINST CHALONER

Must Establish His Sanity in New York Supreme Court.

New York, Feb. 21.—John Armstrong Chaloner of Virginia lost his suit in the United States district court today to have Thomas T. Sherman discharged as a "committee of his person," and to have the large estate of Chaloner placed in his own custody. In the late nineties Chaloner, who was born Chanler, was committed by the supreme court of New York to Bloomingdale asylum for the insane and a "committee of the person" was appointed to take charge of his estate, amounting to many hundreds of thousands of dollars. A year after his incarceration, Chaloner escaped and went to Virginia, where the courts have declared him sane.

In his decision finding for the defendant Judge Holt declares that no irregularity has been shown in the appointment of the committee of Chaloner's person, and that if Chaloner is sane his remedy lies in an appeal to the supreme court of New York to vacate its judgment declaring him insane.

BABY ASSESSED FOR PERSONAL TAX.

New Haven Policeman Finds Delinquent in a Cradle.

New Haven, Conn., Feb. 21.—A policeman called at No. 79 Lenox street today to inquire into the identity of Frederick Baisel, for whom he had an unpaid personal tax bill. Mrs. Baisel answered the door. "You'll have some trouble in getting Frederick Baisel," she remarked to the officer. "But I have a warrant for him for not paying his personal tax," Officer Mack replied. "Welcome in," said Mrs. Baisel, and she led the way to the cradle in which rested the only Frederick Baisel in the house. The supposed delinquent taxpayer is four weeks old. The officer returned the warrant unserved to the city attorney.

In London and its suburbs there are 12,000 dairies.

MISSING DOCUMENTS TURN UP AT HEARING

Major Ray on Trial for Alleged Political Activity.

Washington, Feb. 21.—Some of the documents in the case of Major Beecher B. Ray, which were said to be missing from the war department files, turned up today and were sent to the Helm committee by Secretary Stimson. He said the papers were found in some personal effects of Gen. J. Franklin Bell, former chief of staff. The committee had already subpoenaed Gen. Tasker H. Bliss, who was said to have copies of the documents, Major Ray, who is an army paymaster, has been under fire before the committee on charges of political activities, particularly about the time the Chicago convention of 1908 nominated President Taft.

The records sent to the committee today show that when under investigation in the Philippines on charges of signing a false certificate, Major Ray used a certificate of character from Mr. Taft, then president-elect; that on another occasion Ray was ordered to the Philippines at his own expense by President Roosevelt and that later he was ordered back to the United States at his own expense by General Bell, who cabled that the order was "by direction," by whose direction is not disclosed in the record, and the committee considers calling General Bell. The committee members think there is still some correspondence missing and hope to obtain some links from General Bliss, who is to appear on Monday.

ETTOR AND GIOVANNITTI HELD FOR GRAND JURY

Lawrence Strike Leader to Languish in Jail Until May.

Lawrence, Mass., Feb. 21.—Joseph J. Ettor, former leader of the striking textile operatives in this city, and Arturo Giovannitti, his lieutenant, were held without bail for the grand jury in the police court late today on the charge of being accessories before the fact to murder in connection with the shooting of Anna Lopizzo during a riot on January 29. For the first time since the preliminary hearing was started about two weeks ago, Ettor and Giovannitti appeared pale and haggard as Judge J. J. Mahoney announced his decision.

Shortly afterwards the defendants were removed to the Essex county jail, where they will probably remain until after the May term of the grand jury. The arguments of counsel for the defendants and the district attorney and the decision of Judge Mahoney occupied the entire session of court today.

The attorneys for the defendants contended that it was a police officer who fired the fatal shot. On the other hand, the government claimed that a tall Italian, clad in a brown overcoat, incited by speeches and advice of the defendants, killed the woman by mistake, having aimed at a police officer.

GIRL FELL DOWN ELEVATOR SHAFT

Was Seeking Employment in a New York Skyscraper at Time.

New York, Feb. 21.—Charlotte Battersley, a pretty 18 year old girl, while seeking work to support her widowed mother, fell eleven stories in an elevator shaft in a Fifth avenue building to her death today. Mrs. Battrsley accompanied her daughter and as the two stepped out of the elevator at the eleventh floor the car shot upward. Its operator had left the door to close automatically and did not notice that the girl's foot had caught in the doorway. In her struggles to free herself she fell down the shaft. Her mother became hysterical and was peering down the shaft as it to jump, when other persons ran up and seized her. Samuel Glassman, who ran the elevator, was arrested and held for examination.

Taft at Washington's Tomb.

Washington, Feb. 21.—President Taft will go to Mount Vernon tomorrow to place a wreath on the tomb of Washington.