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# THE WORLD

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 DECEMBER 5.—Address The World, Box 2,384, N. Y.

PRICE ONE CENT. NEW YORK, MONDAY, DECEMBER 5, 1892. PRICE ONE CENT.

## LAST EDITION. GARDNER IN A CELL.

The Superintendent of Dr. Parkhurst's Society a Prisoner.

Supl. Byrnes Says the Charge is Blackmail.

Arraigned in the Tombs Court To-day and Remanded.

A sensation was caused in the Tombs Court this morning when Detective Sergeant Hickey and Van Naught arraigned before Justice McMahon a young man named Charles W. Gardner, Superintendent of Dr. Parkhurst's Society for the Prevention of Crime.

The detectives exerted themselves to rush their prisoner in and out of court without exciting notice, but their evident anxiety to conceal the real situation aroused suspicion, and it became known that the great apostle of the celebrated divine's society was there as a prisoner and not, as was at first supposed, as the complainant in some case.

Once Freed of His Notoriety.

Gardner had been in the Tombs court on many occasions, and he was well known and frequently pointed out as one of the actors in the now celebrated performance for Dr. Parkhurst's benefit at Hattie Adams's house in East Twenty-seventh street, which resulted in sending her to prison.

He had seemed to enjoy his notoriety, and apparently felt proud of the notice he attracted, as was always evidenced by his erect carriage, commanding smile and air of ostentation.

But what a contrast did he present this morning!

His silky moustache and pompadour hair showed signs of neglect.

Something besides a care for his personal appearance was evidently predominant in his mind. Whatever it was weighed a few upon him heavily.

New "Badly Broken Up."

He was nervous and excited. His face was almost unrecognizable in appearance and his eyes were full of tears. He was, as a policeman vulgarly expressed it, "badly broken up."

The detectives were uncertain until the prisoner with a look of suspicion of a smile and merely said: "Remanded."

Gardner gave his name to the clerk and followed the detectives out of the building. The three men took a Fourth avenue car and returned to Police Headquarters.

Blackmail Charge.

Justice McMahon refused to tell anything about the case, but one of the clerks said that the charge against the prisoner was blackmail or extortion of blackmail.

Valentine Miller had appeared to testify to the ungenerous business of his fifteen-year-old son August, who was arraigned for stealing blankets from a cab. Louis Hauser, an uncle of the boy, corroborated the father's statements, and Justice Ryan, at the request of Agent Deibert, of the Gerry Society, committed the boy without further ado to the Tombs.

Just as the agent was leading him away the boy asked to be heard in his own defense, not having up to that moment been asked a single question. On granting him permission to speak Justice Ryan was horrified to hear the following story:

It appeared from August's statement that he had been maltreated him and turned him out of doors, so that the boy was forced to steal the blankets to keep himself warm.

## TO FREE LITTLE JOE. HIS FUNERAL TO-DAY. CONGRESS IS OPEN.

Hearing in Habeas Corpus Proceedings in Supreme Court.

Decision Was Reserved by Justice Ingraham This Afternoon.

President Gerry Makes a Flippant Argument to the Court.

Hearing on the application for release on a writ of habeas corpus of little Joe Miller, now held in custody of the Little Joe Prevention of Cruelty to Children, came up this morning before Justice Ingraham, in Supreme Court Chambers.

After listening to the argument of Commander Gerry, who seemed to treat the whole matter flippantly, Dr. Uilo, of the law firm of Uilo, Hubschman & Cochran, little Joe's counsel, went into an exhaustive exposition of the case.

He was cut short, however, by the Justice on the ground that the importance of the case required that it be treated at too great a length for a hearing before all other motions on the calendar had been disposed of.

Owing to this delay the fate of little Joe will still remain doubtful until, perhaps, late this afternoon.

One of the salient arguments presented by Dr. Uilo so far, was that, by their charter, the institution of the Sisters of the Third Order of St. Francis, into whose care little Joe has been committed by the Gerry, has no right to act as such custodians.

Mr. Gerry seemed to admit this, but claimed that, even if it were true, the child might be recommended to the Catholic protector, and that a wrongful commitment in the first instance would not in itself operate as a discharge.

The settlement of this question is looked forward to by lawyers with great interest, although a defeat of little Joe's lawyers on this point would deprive them of only one of many available means by which they hope to restore the little lad to his heart-broken parents.

Italian Consul-General Riva was present at the hearing this morning.

He had written a letter to Dr. Uilo, stating the great interest he was taking in the case and signifying his intention of being present. The motions on the calendar were not disposed of until 1.10 o'clock this afternoon.

Justice Ingraham allowed Dr. Uilo ten minutes to argue his side of the case on the ground that he was not trying to outwit by quibbling on technicalities.

Justice Ryan reserved his decision.

Another Case of "Railroading."

The need of curbing the powers arrogated by the Gerry Society is illustrated by the latest instance of its agents' zeal for child-snatching accidentally brought to light by Justice Ryan in the Jefferson Market Court.

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It appeared from August's statement that he had been maltreated him and turned him out of doors, so that the boy was forced to steal the blankets to keep himself warm.

He was found sleeping in a hallway wrapped in the blankets. His mother, who had been told by the Gerry Society that she was to be married to a Mr. Cyrus, would be only too glad, he said, to care for him at her home, but she was told that if she ever did attempt to harbor her boy he would have to be put in the Tombs.

The father admitted that the boy's mother was living.

After hearing the boy's story and the father's admission, Agent Deibert exclaimed in surprise:

"I don't know the boy had another thing."

A nice investigation you must have made into this case, Justice Ryan said.

## ALL READY FOR THE LAST RITES OVER JAY GOULD'S BODY.

Senate and House Assemble in Proper Form at Washington.

Mr. Chandler Ready with a Bill to Restrict Immigration.

Davenport's Request for a Hearing is Presented to the House.

WASHINGTON, Dec. 5.—A beautiful crisp winter day ushered in the second session of the Fifty-second Congress. Long before the hour of noon spectators began to arrive at the House wing of the Capitol in order to secure advantageous seats in the galleries.

Members also began to arrive early, and the scene presented on the floor was a lively and bustling one. Condoleances as well as congratulations were the order of the day, and political friends and foes greeted one another with every manifestation of personal good feeling.

Mr. Speaker Reed was among the first to appear in the hall, and after he took his seat he was greeted by men of all political opinions and by the ubiquitous newspaper men, all of whom he received with a twinkling eye, a pleasant smile and a hearty handshake.

The Democrats, as a rule, congregated in the space in the rear of the Democratic side of the hall and indulged in a conversational lull.

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## THE LAST MESSAGE.



## NEVILLE PAYS A \$100 FINE.

Horse Show Assault Case Tried in Special Sessions.

Story Told by Witnesses of the Assault on Mr. Howland.

Robert Neville was convicted of the crime of assault in special sessions this afternoon and paid \$100 fine for the pleasure of slapping the face of Samuel S. Howland at the Madison Square Garden two weeks ago.

The court-room was filled with swells. There were Parley Clark, "Dick" Peters, Capt. Jack Adams, F. Gray Grayson, John C. Harman, and others.

Assistant District Attorney Harry Macdonald represented the prosecution, for the case was no longer in the hands of Mr. Howland.

Police Justices Smith, McMahon and Divver sat on the bench.

Col. Abney, for the defense, began by saying that Mr. Neville was ready to pay a fine, but would not plead guilty because he wanted to be straight in the eyes of a "society."

So the trial was called.

Mr. S. Howland testified that he sat with several friends in his box at the horse show, and was unconscious of the presence of Mr. Neville till he received a stinging blow on the cheek from the palm of Mr. Neville's hand, as he discovered on turning.

Then he arose and struck at Neville with his walking-stick in self-defense, and was struck twice with Neville's umbrella.

Mr. Neville said he then walked hurriedly away towards the Fourth avenue door.

Cross-examined by Col. Abney, Mr. Howland said: "The first blow came from Neville."

Col. Abney: "You wrote a letter to Mr. Neville some two weeks before this occurrence, did you not?"

Howland: "Yes, sir, I believe I did."

Col. Abney asked: "Did you show some of the contents of that letter to Mr. John Hunter?"

## LAST EDITION.

### SATOLLI'S POWERS.

He May Settle Church Questions in America Without Appeal.

Dr. McFlynn's Case May Be the First He Will Consider.

Baltimore, Dec. 5.—The announcement made last night that Mr. Satolli had been appointed by the Pope with full power to settle without appeal all religious questions between bishops and priests in the United States has caused considerable excitement in Catholic circles here.

The announcement was made by Cardinal Gibbons, and such plenary powers being given to one directly from the Vatican is only one among the many perplexing questions asked about it.

It has been rumored, indeed, that Mr. Satolli, in addition to the reasons above named, had been sent to America on a secret mission as a special representative of the Pope, but such a mission had been given to one directly from the Vatican is only one among the many perplexing questions asked about it.

The chief reason for the action, and the one that obtains general credence, is that Pope Leo's long-continued ill health has determined him to delegate such duties as he may devolve upon him to one whom he can trust to act with the utmost discretion.

An interesting subject which came up in this direction is whether the famous McGarry case will be taken up by Mr. Satolli. It is a well-known fact that the excommunicated priest is desirous of being restored to order and is agitating the subject by all the means in his power.

One of the chief reasons why he requests a resumption of that sufficient evidence was not presented to the court, and he frequently stated that if the evidence had been taken in New York the noted controversy with Archbishop Corrigan would have resulted in his favor. Now that such an opportunity is offered him it is not thought that he will let it pass, and probably the first action taken by Mr. Satolli in his new official capacity as arbitrator will be a reopening of the case.

The report that Mr. Satolli had been empowered to settle religious questions between bishops and priests in the United States could not be verified.

Archbishop Corrigan, who is confined to his residence on Madison avenue with a severe attack of rheumatism, was notified of the dispatch announcing Mr. Satolli's new powers, he declined to affirm or deny it.

A well-known priest who was seen by an Evening World reporter, however, said: "I speak for a great many priests, are not aware of the full authority given to that dignitary, and yet consequently would not be much surprised to find it to be the fact."

Mr. McFlynn's case, which has been pending at Mr. McFlynn's home, 600 Wiloughby avenue, Brooklyn, and in response to a note Dr. McFlynn had written to Mr. McGarry, was started for Kansas City with him last afternoon.

Mr. Kerr lost most of his money in the gambling-house at Monte Carlo.

Shooting of Catherine Dwyer May Have Been Accidental.

Chief Armstrong, the Swedish sailor, who probably fatally wounded Catherine Dwyer, at 145 Cherry street, was held to await the result of her injuries at Essex Market Court to-day.

The woman is in Gouverneur Hospital. Armstrong called on her yesterday. The revolver was on a shelf in the sitting-room, and she asked the woman to let him see it. Then she jokingly said: "Now who's your shooter?"

It went off, the bullet entering the woman's shoulder. It is not believed that the shooting was intentional.

NO AUTOPSY TO BE HELD.

The Body Found at South Beach Still Identified.

The body of the unknown man found drowned at South Beach, N. Y. yesterday morning and removed to the Chilton Morgue is still identified.

Corner Hughes will not hold an autopsy. He is of the opinion that the man was accidentally drowned.

Jacob's Sine Case Adjourned.

The trial of the suit for \$50,000 damages for breach of promise brought by Esther Jacobs against Henry H. Sine, the real estate broker, was adjourned to the afternoon of Dec. 11, Superior Court, to-day until Wednesday.

New Public Offices in Canada.

General to-day will put in force the acts of 1887 providing for the creation of a Department of Trade and Commerce, with a Minister at its head, and a Controller of Customs and a Controller of Inland Revenue.

Colds No Longer Dangerous.

This is because they may be subdued at once by HERRN'S EXTRACTORS, or money refunded. Write for a free trial of our "Cough and Cold" cure, and get it.

## \$100,000 FIRE AT CRANFORD, N. J.

Many Buildings on Both Sides of the Main Street Destroyed.

CRANFORD, N. J., Dec. 5.—It was 11 o'clock this morning when the fire which broke out about 11 o'clock last night and threatened to annihilate the town was entirely under control.

The fire had done \$100,000 of damage. The precise amount of insurance will not be definitely known until later in the day.

The fire started in Freeman's drug store, in the opera-house block, on the main street. The chemicals exploded and the fire spread rapidly.

A store of Heddorf, the plumber; Bayard's shoe store; Lange, the shoemaker; Reddy's billiard room; and Lott's architect room were destroyed in rapid succession.

Then, despite the efforts of the firemen, the fire crossed the street, and Irving's butcher store, Hammer's grocery store, the Post-office, J. L. Derby's grocery store, J. H. Hart's drug store and Mrs. A. Seward's laundry and dry goods store were burned.

The chemical engine from Westfield and the roller engine from Elizabeth, and others from neighboring towns, worked hard to save property. The new brick opera-house was saved.

At one time it looked as if the depot would burn up, but it was saved.

The police and firemen and telegraph wires were attached were burned, and this cut off connection with the outside points. Many country folks drove in to see the fire.

## SCOWS STILL W. NDBOUND.

Brennan's Dumpers Reported Unable to Get Out to Sea.

It is still impossible to get dumping scows out to sea, Street-Cleaning Commissioner Brennan said this morning.

Capt. Andrews, Superintendent of Tugs and Scows, reported to him that a tow left yesterday morning and proceeded as far asoney Island.

A squall as severe as the storm in which the tug Webster was lost last year struck them, and they turned around and made port again.

Andrews expresses the hope of getting a tow out to-day if the wind subsides.

Will you get the crib at Hart's Island as a dumping ground?" the Commissioner was asked.

Yes, as soon as it is completed. At present it is no use to us.

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Then he arose and struck at Neville with his walking-stick in self-defense, and was struck twice with Neville's umbrella.

Mr. Neville said he then walked hurriedly away towards the Fourth avenue door.

Cross-examined by Col. Abney, Mr. Howland said: "The first blow came from Neville."

Col. Abney: "You wrote a letter to Mr. Neville some two weeks before this occurrence, did you not?"

Howland: "Yes, sir, I believe I did."

Col. Abney asked: "Did you show some of the contents of that letter to Mr. John Hunter?"

## CHICAGO WINS THE CASES.

Illinois Central Has No Right to the Submerged Lake Front.

WASHINGTON, Dec. 5.—The United States Supreme Court to-day affirmed the judgment of the Circuit Court in the well-known Chicago Lake Front cases.

The lower court decided in favor of the local authorities and held that the Illinois Central did not have a right to use the submerged lands along the lake front for wharves, piers, &c.

## ON TRIAL FOR HIS LIFE.

Kennie Hayner Arranged in the Hudson County Court.

Kennie Hayner was arraigned for trial for the murder of Michael Adams, before Judge Werts in the Hudson County Court in Jersey City to-day.

At 11.15 o'clock the jury was declared composed of twelve men.

Prosecutor Winfield opened the case on behalf of the State.

## EMBEZZLER KERR BROUGHT BACK.

Jarvis Trust Company's Bookkeeper Arrives on the Aurania.

Augustus G. Kerr, the embezzler, was brought back here to-day on the steamer Aurania from Liverpool in charge of Officer Joel W. Bowman, of Kansas City.

Kerr, who is about fifty-five years old, was a bookkeeper for the Jarvis Trust Company in Kansas City. Last April he suddenly disappeared with securities aggregating \$1,000,000 in value.

The American Surety Company, of New York, were on Kerr's bond for \$50,000. They made request to the Jarvis Trust Company for that amount, and then set their detectives to work to find down Kerr.

He was followed a long discussion between Col. Abney and Mr. Howland on obtrusive questions of social ethics, together with the matter of the Jarvis Trust Company.

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