MAY SUE NEW YORK HOSPITAL.

Fatal Operation On a Boy After His Parent Had Forbidden It.

Mrs. Lewis Thinks a Surgeon Responsible for Her Son's Death.

There is a probability that the New York Hospital authorities will have to stand a suit for damages for performing, against the order of one of his parents, a fatal operation for goitre upon Albert Louis, jr., the son of Assistant Foreman Louis, of Engine Company 38, of Amsterdam avenue and One Hundred and Fifty-fourth street.

According to Mrs. Louis, young Albert's stepmother, Dr. Hartley, of the New York Hospital surgical staff, is directly responsible for the young man's death, for she insists that he not only performed the operation, but administered ether to him, when he should have known that such action would be dangerous, as the youth was troubled with heart disease.

Young Louis was twenty years old, and, according to his mother, a headstrong boy, who had been teased by his companions because of a goitre upon his neck that had troubled him for about three years.

Although it was not especially noticeable, the slurring remarks of his companions nettled young Albert and he insisted upon having it removed.

His father took him to several physicians, who told him that an operation would mean certain death, and that the goitre, if left alone, would prove harmless.

The elder Louis also took his son to Dr. Louis A. Rodenstein, chief of staff at the Manhattan Hospital, who likewise refused to operate upon him, after the youth had run away from home and appealed to the physicians in St. John's Hospital, in Yonkers, in 1891; to Dr. Chapman, of Bellevue Hospital, in February, 1892, where he was treated for heart trouble, and to Prof. Loomis, of the Post-Graduate Medical School.

All of the physicians refused to perform an operation upon the goitre and Prof. Loomis took pains to explain at length, why such an operation would undoubtedly prove fatal.

His father then thought that young Albert had been convinced of the folly of his desire. He secured a position as elevator boy in the Judson, a boarding-house in Washington Square, and nothing more was heard from him until Friday, June 2, when his brother, Roland S. Louis, of 229 West Twenty-fifth street, received a letter from him, evidently written the day before, saying that his throat was to be operated upon the next morning at the New York Hospital.

Mrs. Louis, who lives in Bridgeport, Conn., happened to be in town, and at 8.30 o'clock the next morning appeared at the hospital. To an "Evening World" reporter this morning, she said:

"Mr. Cox, the assistant superintendent, why Albert was there. He said for an operation.

'For what?' I asked. He replied, 'For goitre.'

"'Then,' said I, 'I forbid it.' 'All right,' said he, and he called up through the tube to the nurse, who replied that the boy was already in the operating-room, and it was too late to stop the operation.

"'You begin your butchering early in the morning, don't you?' I exclaimed. 'You must stop it! It is nothing less than murder!'

"Mr. Cox assured me that the boy was strong enough to endure many such operations, and I then went to see Mr. Louis, telling Mr. Cox that I would hold him responsible if anything happened.

"The next afternoon Mr. Louis received word at 3.30 that Albert was in a critical condition. He had died an hour previous, so we are reliably informed, but my husband was not notified before, although he had been constantly on duty at 38 Engine-House all day.

"I am positive that the operation had not been begun when I called at the hospital on Friday, from what I have since learned. When I called at the hospital Sunday I said to Mr. Cox:

"'Are you satisfied with your work now?'

"He turned deadly pale and didn't utter a word. Supt. Ludlum admitted that a great injustice had been done to me. When, contrary to the rules of the hospital, as he said, he gave me a death certificate, although I refused to pay him the $5 to which he said he was entitled.

"I told him the hospital authorities had brought the expense upon themselves in performing the operation which I had forbidden. I am not certain, but I think the certificate read that the cause of death was exhaustion, following an operation for goitre.

"We have been advised that we have a good case against the hospital, and I do not think that the affair is yet ended."

WEEKS IS SUMMONED.

An Order Granted to Serve the Notice by Publication.

Justice Ingraham, of the Supreme Court, to-day granted an order for the service of the summons by publication upon Lawyer Francis H. Weeks, the defaulting trustee, in two actions just begun to recover money which it is alleged he embezzled, one brought in the name of Cecile B. Grifith to recover $70,000, and the other by Clemence E. B. Fish to recover $85,000.

WOULD FIGHT ANY BOY IN COURT.

Six-Year-Old John Flood Tells How He Got His Black Eye.

John Flood, a precocious six-year-old boy, walked into the Eldridge street police station and said that his father had abandoned him in Prince street.

The boy's right eye was black and swollen. He said he got it in a fight with a street urchin.

"But," said he, "you ought to see the other feller."

Johnny offered to fight any lad at Essex Market Court this morning. He was given in charge of an officer of the Children's Society.

MR. BENNETT'S CONDITION

A Cable from Paris Says He Will Soon Be Out of Bed.

The condition of James Gordon Bennett, editor of The Herald, who was injured in Paris Wednesday by falling from a coach, was said to-day to have improved.

A cablegram received by General Manager Howland, of the Herald, stated that Mr. Bennett was rapidly getting well and would soon be able to leave his bed.

PALMER'S WORTHLESS CHECK.

Sochers Says He Wanted It Cashed to Go to the Races.

Fred Palmer, an agent, forty-five years old, was held in the Tombs Court this morning, charged with the larceny of $50.

Ralph J. Sachers, an engraver, at 162 Leonard street, was the complainant. He said he cashed a check for Palmer which proved to be worthless.

Palmer wanted the money to go to the races, he alleged.

Workman Fatally Hurt by a Fall.

Daniel Donovan, twenty years old, of 45 Vesey street, fell from the third floor of the new cable power-house on Front street to the cellar this afternoon, a distance of sixty feet. In his descent he struck several ladders, smashing them, and he was picked up in a dying condition. He was taken to the Chambers Street Hospital.

LELAND CASTLE ON FIRE.

Adrian Iselin's Handsome Building Damaged $25,000.

Authorities May Investigate the Origin of the Blaze.

NEW ROCHELLE, N. Y., June 10.—At 1.30 this morning fire broke out in the Leland Castle, which is owned by Adrian Iselin, jr., in Rochelle Park. The house was occupied by Col. Frank S. Roberts as a boarding-school for boys and young men. He called it the New Rochelle Military Academy.

At the time of the fire there were only three servant girls, Col. Roberts's father and mother and three students in the house. They all escaped in safety.

The building was worth $250,000. The fire started in the storage room on the third floor and damaged it $25,000, which is fully covered by insurance.

Tuesday was commencement day, and the boys all went home with the exception of the three students mentioned. Col. Roberts was away when the fire occurred.

The three students had a close call. They slept in the rear of the house on the top floor when the fire broke out, and barely escaped with their lives.

Mr. Roberts's mother, who is a cripple, slept on the third floor. She was rescued with difficulty. They had to slide her downstairs. She was nearly suffocated by the smoke.

The house was very handsomely decorated in the interior. The woodwork was of mahogany, and there were some fine paintings on the walls. The fire is believed to have originated among some old rags near a water tank on the top floor.

Just how the fire started is a matter of conjecture.

Col. Roberts does not appear to have prospered with his school. A day or so ago a sheriff took away considerable furniture in payment of a debt.

Col. Roberts came from South Norwalk two months ago, where he conducted a school. Tradesmen in the town complained that they had not been paid for supplies furnished the school, and it is generally reported that the teachers have not been paid their salaries in full. Col. Roberts is credited with being behindhand in his payments, both in Norwalk and New Rochelle, in rent and supplies.

It is probable the authorities will investigate the origin of the fire.

SEA BEACH PALACE OPENING.

The Season at West Brighton Beach Really Begins To-Morrow.

To-morrow afternoon the season at West Brighton, Coney Island, will be fully inaugurated by the formal opening of the big Amusement Hall of the Sea Beach Palace. During the Spring carpenters, painters and decorators have been busily engaged in repairing and improving the interior, so that it will present a most attractive appearance.

Many new attractions are announced for the opening, and the programme will include a host of first-class acrobats, tumblers, pantomimists and trapeze, horizontal bar and swinging ring performers for the elders to enjoy, with trained horses, goats, bears and donkeys for the amusement of the little ones. The Buffalo City Band of thirty-five pieces has been secured for the season.

The Sea Beach Palace Hotel has also been thoroughly renovated and refurnished throughout.

GOLD PLAQUE FOR THE DUKE.

Veragua and Party Have a Pleasant Visit at Niagara Falls.

NIAGARA FALLS, June 10.—The special train having on board the Duke of Veragua and party, in charge of Commander Dickins, arrived here at 8.50 o'clock this morning.

They were met by Mayor Butler, T. V. Welch, Superintendent of the State Reservation, and Peter A. Porter.

At the Cataract House the Duke received a very handsome solid gold plaque with the bust of Columbus and scenes of his life in relief work upon it.

The ducal party were then taken in carriages through the Victoria Park, on the Canadian side, and also to the Loretto Convent, which stands on the brow of the hill overlooking the Falls.

After luncheon the party drove about on the American side of the river. It is the intention of Commander Dickins to leave here to-morrow morning, going direct to New York.

MRS. J. COLEMAN DRAYTON HERE

Arrives with Her Maid on the New York—Other Passengers.

After a favorable voyage of six days and twenty-one hours the American line steamer New York arrived at this port to-day. She reached her dock shortly after 10 o'clock.

Among her passengers was Mrs. J. Coleman Drayton. Mrs. Drayton had a suit of rooms and was accompanied only by her maid. She left the dock in a closed carriage, and her destination could not be learned.

Mr. Frederic R. Coudert, fresh from Paris, where he has been delighting the Behring Sea Commissioners by his deep study of pelagic sealing, was also a passenger on the New York. Mrs. Coudert and Frederic R. Coudert came with her. Mr. and Mrs. Randolph, Mr. Appleton, Stuart Palmer, D. B. Sickels and Mme. Lecomte also arrived on the New York.

SATOLLI'S VISIT TO TRENTON.

Great Preparations Being Made for the Ablegate's Reception.

TRENTON, N. J., June 10.—Papal Ablegate Satolli will arrive here at 7 o'clock this evening. A parade of all the Catholic societies in the city will take place in his honor.

Special exercises will follow at St. Mary's Cathedral, to be in turn followed by a dinner given by Bishop O'Farrell.

Mgr. Satolli will celebrate a Pontifical high mass at the Church of the Sacred Heart to-morrow morning. To-morrow evening a reception will be tendered to him at the Catholic Club.

WOMAN KILLS MAD DOGS.

Mrs. Adams Chases Them on Horseback to Another Town.

PORT REPUBLIC, N. J., June 10.—The people of Galloway Township are agitated over the appearance of several mad dogs. Two dogs came down from Elwood, where they had bitten one boy, a son of James Scanlan, and several other dogs.

This morning they bit a horse on the farm of John W. Johnson, at Port Republic, and a dozen other dogs.

Mrs. Lila Adams saw the dogs going towards Leed's Point. She immediately loaded her gun, and mounting her horse followed them to Smithville, where she shot both of them.

Chairman Hughes, of the Health Board, has ordered all bitten dogs to be shot at once.

JUDGMENT FOR $153,284.49.

Obtained in a Suit for Note Indorsed by Willis Sparks.

A judgment for $153,284.49 was entered in the County Clerk's office to-day by the Lackawanna Iron and Coal Company against Willis B. Sparks.

It was recovered on a note executed by the Macon Construction Company, Oct. 15, 1890, and endorsed by Sparks.

STOCKS ADVANCE IN PRICES.

Sales of 138,600 Shares in Half a Day's Business.

Improvement in the Financial Situation Reflected in the Street.

WALL STREET, Saturday, June 10.—Stocks were very strong to-day. There was good buying for both accounts, and prices made a further advance of 1-2 to 2 per cent.

The continued rise reflects the improvement in the general situation during the week. The leading events were the restoration of confidence in Chicago, the heavy movement of grain to Europe, the cessation of gold exports, and a drop of 2 1-2 cents in the rates of sterling exchange.

The flurries in the local money market have had little or no effect, as borrowers having acceptable collaterals have at all times been able to secure ample accommodations at bank at 6 per cent. or under.

The events, taken altogether, have afforded a legitimate basis for a recovery in stocks from the extreme depression, and the bears, from day to day, have made strenuous efforts to reduce their outstanding short lines.

Foreign purchases of securities have been on a fairly large scale. The favorable progress reported in the Northern Pacific and Richmond Terminal plans for the readjustment of the debts of those companies materially aided operations for a rise.

Railway traffic returns have also been sufficiently encouraging to stimulate purchases for the long account.

The highest quotations of the day and week were made just previous to the close, and speculation was positively buoyant.

The sales of stocks were 138,600 shares. In the unlisted department 15,900 shares of Sugar and 3,200 Lead were traded in.

Money on call lent at 2 a 3 per cent., and closed offered at 2.

The total bank clearings of all the clearing-houses in the United States for the week ending to-day have been $1,078,369,367, a decrease of $61,085,688, as compared with the same week last year, and an increase of $79,243,934 over last week.

As it was known that the banks lost over $8,000,000 through the interior currency movement and another $1,500,000 or so by the Sub-Treasury operations during the week, to-day's bank statement occasioned no surprise. The banks report a loss of over $9,600,000 in cash, but as loans were contracted, $2,200,000, the deposit liabilities are reduced $12,485,600, and hence the surplus reserve is down only $6,566,600. The banks still hold $14,420,900 above the 25 per cent. legal requirement, against $23,545,850 last year.

The following are the comparative figures:

	June 3.	June 10.	Changes.
Loans	$416,690,200	$414,490,200	de. $2,200,000
Specie	70,156,400	69,529,300	de. 627,100
Tender	48,624,000	48,624,000	no change.
Deposits	431,411,200	$418,925,600	de. 12,485,600
Circ'l'n	5,570,500	5,613,500	inc. 43,000

The Closing Quotations.

	Open.	High.	Low.	Close.
American Tob.	87¼	87¾	87	87¾
American Sugar Ref.	89¾	90	89½	90
Amer. Sugar Ref. pref.	87	87½	87	87½
American Cotton Oil	36¾	37¾	36¾	37¾
Atch. Top. & S. Fe	29¾	29¾	29¾	29¾
Balt. & Ohio	74¾	74¾	74¾	74¾
Buffalo, R. & Pitts.	32	32½	32	32½
Chesapeake & Ohio	19¾	19¾	19¾	19¾
Chicago Gas	71	74½	70½	74½
C., B. & Quincy	87¾	88¾	87¾	88¾
Chicago & Northwest	103	103	103	103
Chic., Mil. & St. Paul	69¾	70¾	69¾	70½
Chic., Rock I. & Pac.	73	74	73	74
Clev., C., C. & St. L.	42¾	42¾	42¾	42¾
Col. & Hock. Valley	21	21	21	21
Col. Fuel	40½	40½	39½	40½
Consolidated Gas	130¾	130¾	130¾	130¾
Del., Lack. & West	141½	141½	141½	141½
Delaware & Hudson	122¾	122¾	122¾	122¾
Denver & Rio Grande	14¾	14¾	14¾	14¾
Den. & Rio Grande pref	48¾	48¾	48¾	48¾
E. A. & Lehigh	18¾	18¾	18½	19
E. Tenn., Va. & Ga.	8	8	8	8
E. Tenn., Va. & Ga. 2d pf.	85	85	85	85
Gen. Electric	71½	73¾	71½	73¾
Green Bay & Winona	7¾	7¾	7¾	7¾
Great Northern pref	114¾	114¾	114¾	114¾
Illinois Central	93	93	93	93
Iowa Central	21¾	21¾	21¾	21¾
Laclede Gas, pref	59	59	59	59
Lake Shore	124¾	125	124¾	125
Louisville & Nash	66¾	67¾	66¾	67¾
Louis., N. Alb. & Chi.	17¾	17¾	17¾	17¾
Manhattan Consol	131	132	130¾	132
Mich. Lake Central	98	98	98	98
Minn. & St. L.	12	12½	12	12½
Minn. & St. L. pref.	30	31¾	30	31¾
Missouri Pacific	27	27½	25	27½
Mo., Kan. & Tex. pf.	21¾	21¾	21¾	21¾
Nat. Cord Co.	14	14	13¾	13¾
Nat. Cord Co. pref	50	50	50	50
Nat. Lead Co.	31¾	32¾	31¾	31¾
Nat. Lead Co. pref	72	72	72	72
Nat. Lin. Oil	21	21	21	21
New Jersey Central	111	111	111	111
New York Central	104¾	104¾	104¾	104¾
N. Y. & New England	21¾	22¾	21¾	22¾
N. Y., C. & St. L.	14¾	14¾	14¾	14¾
N. Y., C. & St. L. 1st pf.	99¾	99¾	99¾	99¾
N. Y., Lake Erie & W.	18¾	18¾	18¾	18¾
N. Y., L. E. & W. pref	37¾	37¾	37¾	37¾
N. Y., Susq. & West	6¾	6¾	6¾	6¾
Norfolk & West pref	21	21	21	21
Northern Pacific	13¾	13¾	13¾	13¾
Northern Pacific pref	36	36½	35¾	36½
North America	9	9¾	8¾	9
Ontario & West	15¾	15¾	15¾	15¾
Phila. & Reading	19¾	19¾	19¾	19¾
Pullman Palace	171	171	171	171
Pitts. & West. pf.	36½	37	36½	37
Rich. & West Point Ter.	18¾	18¾	18¾	18¾
Rich. & W. P. T. pref.	18	18	18	18
St. Paul & Omaha	39¾	41¾	39¾	41
St. Paul & Duluth	35	35	35	35
Southern Pacific	27¾	27¾	27¾	27¾
Texas Land	7¾	7¾	7¾	7¾
Tenn. Coal & Iron	17¾	17¾	17¾	17¾
Union Pacific	30¾	30¾	30¾	30¾
Union Pac., Den. & Gulf	10¾	10¾	10¾	10¾
United States Rubber	41	41	41	41
Wabash	8¾	8¾	8¾	8¾
Wabash pref	17¾	17¾	17¾	17¾
West. Union Telegraph	83¾	84¾	83¾	84¾
Wheeling & Lake Erie	15	15¾	15	15¾
Wheeling & Lake E. pref.	51¾	52¾	51¾	52¾

Mining Stocks.

The following are the closing quotations of mining stocks at the Consolidated Exchange to-day:

	Bid.	Asked.		Bid.	Asked.
American			Homestake	1.00	—
Flag	.01	.02	Horn Silver	3.00	—
Alice	.20	—	Iron Silver	.15	—
Adamsons	.85	—	Iron Hill	.10	—
Aspen M. & M.	—	—	Kentucky	—	—
B. Co.	—	—	A Pemb.	.10	—
Belcher	1.10	—	La Cresta	.02	.08
Best & Belcher	1.00	—	Leadville	.01	—
Bodie	.10	—	Little Chief	.19	—
Barcelona	.03	—	Mexican	1.00	—
Breese	—	.50	Mountain	.25	—
Bruns. con.	.04	.05	Montezuma	—	3.20
Belmont	.15	.20	Ontario	14.00	—
Caledonia	—	—	Ophir	1.30	—
B. H.	.50	—	Plymouth	.25	—
Con. Pacific	—	.20	Phoenix M. Works	—	.20
Challenge	.30	—	Robinson Con.	—	.50
Crown Point	.25	—	Savage	.70	—
Chrysolite	.15	—	Sierra Nev.	.80	—
Col. Con.	—	1.00	Standard	1.00	—
Con. Cal. & Va.	1.65	—	Stormont	—	.08
Comstock Stock	.07	—	Sacramento	—	.30
Bonds	9.00	—	Bar Sebastian	—	.10
Scrip	10.00	—	Silver Cord	.15	—
Dunkin	.11	—	Smallhopes	.60	—
Deadwood Terra	1.00	—	Silver Mine Co. of N. Y.	.07	—
Eureka M.	.25	—	Shoshone	—	.05
Fat or Die	.15	—	Tiger	—	.60
Gould & Curry	.75	—	Union con.	.70	—
Hale & Norcross	.75	—	Wardens	.15	—

Barr Creditors Not Satisfied.

The committee appointed by the creditors of T. M. Barr & Co., coffee merchants, do not favor a settlement on the figures presented by the assignee, until differences concerning contingent claims can be adjusted and the accuracy of accounts verified. This will require two weeks.

How Those Girls Love One Another.

(From Truth.)

Miss Antique—He kis ed me when I wasn't looking.

Maud—Did he? I expected you to say that he kissed you when he wasn't looking.

SEND A POSTAL CARD.
WINDOW AWNINGS
$2.75 and Upward.
S. S. THORP & CO.
20 Fulton St.
LAWN TENTS, $7. SURF TENTS $12.

ANOTHER DEAD AT LEMONT.

But Quiet Reigns To-Day at the Scene of Yesterday's Battle.

Troops to Preserve Order—Search for Bodies in the Canal.

CHICAGO, June 10.—Following the turmoil and bloodshed of yesterday quiet has fallen on the town of Lemont, and sobs and groans of sorrowing women and suffering men replace the sounds of yesterday's strife.

This morning added another to the list of dead. George Kiskia, who was shot through the right lung, expired at 6 o'clock.

On the ground, beneath a huge oak tree, at Section 10, covered by a gray woolen blanket, lies the body of the first victim of yesterday's trouble. His name is not known. He was probably a Pole, and it is supposed he came from Romeo or Joliet.

These two are the only ones positively known to be dead, though it is generally believed that from three to five bodies are in the canal.

This morning a large number of men are dragging the canal for the bodies of those supposed to be drowned in it.

SPRINGFIELD, Ill., June 10.—Gov. Altgeld had not received any word from the sheriff of Cook County at a late hour last night, but fearing a further outbreak at Lemont he ordered Adjt.-Gen. Orendorff to go at once to the scene of action, and telegrams were sent calling out the Second and Third regiments to repair at once to Lemont and Joliet and be there by daylight this morning.

The second Regiment is composed of Chicago companies, and they can get to Lemont in a few hours. The Third Regiment was ordered to proceed to Joliet, Streator and surrounding towns.

Adjt.-Gen. Orendorff left on the midnight train on the Chicago and Alton Railroad for Lemont, and will remain on the ground until peace and quiet is restored among the strikers.

LEMONT, Ill., June 10.—At the camp where yesterday's battle took place, armed guards were patrolling beats late last night. Some fifteen or twenty men were tramping the boundary line, each carrying a winchester and a brace of revolvers.

The feeling in Lemont is that yesterday's work was a death-blow to the strike. Though many were found who expect more trouble, the strikers do not talk revenge.

They deny that they were armed, though the camp men claim that the strikers fired first. There were four Deputy Sheriffs from Will County with the strikers and about twenty negroes employed on the drainage canal. Thirty of the strikers were captured by the deputy sheriffs and sent to Joliet.

TOO NEAR DR. CARROLL'S HOUSE.

Is That Why David E. Gibbs Cannot Get His License?

Justice Bartlett, in Supreme Court, Brooklyn, to-day, granted an order requiring the Excise Commissioners to show cause why a peremptory writ of mandamus should not be issued to compel them to take action on the application for a license for a saloon at 320 Myrtle avenue.

There are peculiar circumstances in the case, which indicate that political influence has been brought to bear to have the application tabled.

The building is in the possession of David E. Gibbs, who rented it from Mrs. Walsh, who is somewhat prominent in social and charitable affairs.

May 11 he petitioned the Excise Board for a license. He had fitted up the store at great expense. He had a long petition signed by business men in the neighborhood asking that the license be granted.

Up to the present time the Board has taken no action in the matter.

The fact was brought out to-day that the proposed saloon is only about 250 feet from the handsome residence of Dr. A. F. Carroll, who married Nellie McLaughlin, a daughter of Brooklyn's political "boss."

The Excise Board will now be called upon to act on the petition.

If it is denied the matter will be brought before the Supreme Court on a writ of certiorari.

FAMOUS AS HOTEL MEN.

Warren Leland Was the Last of Simeon's Five Sons.

Warren Leland, the last of Simeon Leland's five sons who made the family name famous in the hotel business, died Thursday at the residence of W. L. Ward, Port Chester, at the age of fifty-eight years.

Simeon Leland kept the Green Mountain House, Land Grove, Vt., where his boys were born. Charles and Warren bought the Clinton Hotel from their father in 1856. In 1862 they sold out and became hosts of the Metropolitan Hotel, in this city, and conducted it for more than twenty years.

They made it famous. They instituted the "meals at all hours" idea, and the table was set from 5 A. M. till midnight, and the Lelands abolished the discordant gong to call the guests to table.

These brothers were together in the management of the Grand Union at Saratoga, and they spent $800,000 on a new opera-house, but lost half their venture.

In 1873 they opened the Ocean House, Long Branch, but after a time it ceased to pay and was finally sold under foreclosure, Col. George Bliss purchasing it for $62,025 shortly after Charles Leland's death.

The St. Nicholas, Rossmore, Sturtevant and St. Charles, in this city; the Occidental and Palace Hotels, San Francisco, and a score of other houses have had Lelands for hosts during the last half century.

ACTOR AND BACKER SET FREE.

Henley and Fleischmann Dismissed with a Warning To-Day.

E. J. Henley, the actor, and William M. Fleischmann, a young man about town, were prisoners in Jefferson Market Police Court this morning, charged with fighting in the public streets.

There has been bad blood between the young men for several months as the result of an unfortunate theatrical venture, in which the former furnished the experience and the latter the cash.

Henley feels that Fleischmann treated him unfairly in withdrawing from the company, of which he was the star, and refusing further financial aid, thus obliging the company to disband.

Fleischmann, on the other hand, blames Henley for drawing him into a venture which he knew was sure of failure and in which he lost about $3,000.

They met last night near the Imperial Music Hall and engaged in a fight. Neither, however, was injured, and Justice Grady dismissed the complaint with an admonition to let the matter drop.

Dr. Depew Qualifies as Executor.

The probate proceedings in connection with the will of Mrs. Chauncey M. Depew were had before Surrogate's Clerk Washburne this morning. Mr. Depew appeared with his son and qualified as executor. The will will now be probated.

Fryan McSwyny's Effects.

Coroner Messemer will hold the watch, money and other property found on shoe dealer Fryan Mcswyny's person, until the Surrogate orders his delivery.

HE HEARS THE POLICEMAN.

But Inspector Williams Declines to Hear a Complainant.

Hildebrandt's Alleged Brutality to Harlem Citizens.

Policeman Charles Hildebrandt, of the East Eighty-eighth street station, was summoned before Inspector Williams at Police Headquarters this morning to explain away, if possible, the charge of brutal assault preferred against him by several members of the Fidelia Pleasure Club, of 1230 Avenue A.

The complainants allege that Hildebrandt, without any provocation whatsoever, on Wednesday night last, at the corner of Third avenue and One Hundred and Eighth street, clubbed some of the members, and then took three of them to the station-house, thence to Harlem Court the following day, where they were discharged.

Henry Rosenthal, who is a painter, twenty-three years old, and one of the members of the Pleasure Club, but who was not arrested, was also in the Inspector's office, with his left arm in a sling. He endeavored to make a complaint against Patrolman Hildebrandt, but, as Rosenthal stated to an "Evening World" reporter later, Inspector Williams would not listen to him nor entertain a charge.

Inspector Williams contended that Rosenthal was not arrested, and that he was not the proper one to make a complaint. Rosenthal insisted that, on the contrary, he was the very person who should have redress, as he did not speak to the officer that night, and that the latter struck him a severe blow with his billy across the left shoulder-blade.

The injury made it necessary for him to support his arm in a sling, and he was incapacitated from working to support his wife and family.

Inspector Williams was obdurate, and stubbornly refused to hear Rosenthal's story.

Hildebrandt told his story to the Inspector. He stated that the party was drunk and noisy, and that he ordered them to go home, which they refused to do quietly. Then he arrested three of them with the assistance of other officers.

Rosenthal was seen by an "Evening World" reporter as he left the Inspector's office.

"I can get no satisfaction in there," said he. "Inspector Williams said that I was not the one to file a complaint."

"I was sent here by the members of the Club to make a complaint. If I get no redress then Eugene Von Fisher, of 1335 Avenue A, who was also struck by Hildebrandt, was to go to Police Headquarters next Monday.

"I see now that it is of no use for us to expect justice from Inspector Williams, and we will now place our cases in the hands of counsel and let him prosecute Hildebrandt for assault."

Then Rosenthal gave an account of the affair of last Wednesday night. He said:

"Seven of us had been to Williamsbridge to make arrangements for a picnic next month. On the way home, at the corner of One Hundred and Eighth street and Third avenue, one of our members began to sing a song—we are a musical club, you know—when we were startled by some one speaking with a lot of oaths.

"We looked towards the store door and there we saw Policeman Hildebrandt standing in the company of two women.

"'Stop your —— noise and go home, you Dutch ——, ——,' said he, 'or I'll arrest the whole lot of you!'

"With that Charles G. Rohrer, who is our bass singer and treasurer, and resides near me, spoke up and said: 'We object to such language, even from a policeman.'

"With that Hildebrandt rushed up to me and rapped me on the shoulder. Fisher was near me and he requested the officer to use his billy only when it was necessary. For his pains he got a blow from Hildebrandt's club.

"Then Charles Rohrer and Henry Bird, of 1954 Third avenue, remonstrated with Hildebrandt. He in turn used them roughly and hurled vile epithets at them. To cover himself he then summoned the help of some policemen.

"Charles Shields, not a member of the Club, came up and pronounced the assaul an outrage. Hildebrandt pulled out a pistol and placed it at Shields's head and told him to go home. When Shields started to go he would not let him, and with Rohrer and Bird he was arrested.

"Hildebrand flourished his revolver four different times.

"Now, we are coming to see that Hildebrandt gets his deserts."

Inspector Williams told the reporter that he had declined to receive a complaint from Rosenthal, on the grounds already stated.

"He had no business to stay among the crowd. He should have gone home," said the Inspector.

"I shall not hear from the others," he concluded. "One of them is an ex-convict, and he won't appear."

"Which one is the ex-convict?" was asked Inspector Williams.

"I will not say," was the reply.

The Inspector did not say that because a man is an ex-convict that a policeman has a right to club him.

CLOSE OF A USEFUL LIFE.

Albert Badeau Died at New Rochelle Aged Eighty-Seven.

After a useful and a successful life, Albert Badeau is dead at New Rochelle, at the age of eighty-seven years.

He was born July 25, 1806, in an old-fashioned family mansion on the White Plains road. He came, at fourteen, to New York to clerk in a store, but after two years returned to his native town, there to remain and be respected, honored with places of public trust, wax rich in the general store business, divide an accumulation of $1,000,000 among his children, and pass away peacefully.

He was clerk in Isaac Underhill's store at New Rochelle in his youth, bought out his employer, and was partner with John Pine still later in a meat market. Later he kept a general store by himself. He had been called by his neighbors to fill nearly every local office during his life. He was Supervisor, Postmaster and Assemblyman at different times. He was a Republican.

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KNEW "STEERAGES" SAILED.

Clerk Fincke's Damaging Testimony in Judge Beers's Suit.

He and Clerk Berting Came from England to Be Witnesses.

Some important evidence in the case of Judge Beers, of Bridgeport, against the Hamburg-American Steamship Company for $10,000 damages on account of his detention at Quarantine last Fall, was given at the office of Cortis, Wheeler & Godkin, 45 William street, to-day by Wilhelm Fincke, cabin clerk of the Company at the Hamburg office, and Richard Berting, who holds the same position in the Cockspur street office, London.

Both these witnesses arrived on the Augusta Victoria last night and are depended upon by the steamship Company to prove that no promise was made to cabin passengers that steerage pasengers would not be given passage on the Normannia.

Judge Beers was present, and was represented by Mr. Benedict. Mr. Cortis represented the Steamship Company.

Mr. Frincke testified that he had sent a telegram to Smith, Sundius & Co., London agents, after the Normannia had sailed from Hamburg, stating the number of vacant berths, and adding, as Mr. Frincke translated the message, that on the steamer Normannia "second-class refund cannot take place. Measures to secure sanitary safety vigorously taken. No steerage forwarded by our lines. Fast steamers only flying between Southampton and New York."

The witness said at that time, however, there were steerage passengers on board, and that he so informed about twenty inquirers.

Mr. Berting, who said he was head clerk for Smith Sundius & Co., at Cockspur street, London, testified that a number of passengers asked him if steerage passengers would be taken on the Normannia, and he telephoned to the main office and found out.

The answer, the witness said, was that there were no steerage passengers on board the Normannia.

This information, he stated, he gave to a number of passengers, one, a Mr. Fisher, who was at the Hotel Victoria, and who took passage on the Normannia.

He did not remember if any passengers asked him if steerage passengers would be on board after he learned that there were such passengers.

Under close examination he said that, according to the custom of the Company, he would still construe the message sent from Hamburg as meaning that no steerage passengers were on board the Normannia.

THEY GOT MASTERSON'S MONEY.

A Typical Montana Ranchman's Story of Losing $1,000.

John Masterson, aged fifty, a typical Montana ranchman, was in the Yorkville Police Court this morning as a complainant.

He was fined $5 for drunkenness on Thursday in the Essex Market Court, and paid it out of a roll of upward of $1,000, which he took from his trouser's pocket.

After leaving court he went to Nineteenth street and First avenue, where he was met by a stranger, who asked him to drink.

The two drank several times and the stranger left. Then Masterson found that his money was gone.

He went to the Twenty-second street station and told his story. He said he came from Montana to collect his share of an estate; he got $1,100 on Wednesday and started out to see the town.

He stopped at Paul Diamond's saloon, Bayard and Chrystie streets, where he met Lottie Brown, of Norfolk street. He went home with the girl and Diamond followed.

All returned to the saloon, where Masterson said Diamond beat the Brown woman.

He did not know what for, but the police saw into the matter at once—Lottie Brown was punished for not getting Masterson's money, and after the latter was arrested Diamond's gang kept a watch on him, and followed him from court to Nineteenth street, where one of them secured it.

This was the theory of the police and Detective Sergt. Kelly arrested both Diamond and Lottie Brown, who were this morning remanded to enable the detectives to get additional evidence.

EXCITING HOTEL FIRE.

Guests Driven Out of the Bay State House at Worcester.

WORCESTER, Mass., June 10.—About 5 o'clock this morning the Bay State House, the principal hotel of the city, was badly damaged by fire.

There were several hundred guests in the house. No lives were lost, but there were many narrow escapes.

Five female servants were taken out by the firemen on ladders with much difficulty.

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RELIGIOUS NOTICES.

SAINT BARTHOLOMEW'S PARISH HOUSE, 207 East 42d st. Sunday service: Prayer book service and sermon by Rev. Dr. McGrew at 11 o'clock A. M. Evening prayer and address at 8 P. M. All are cordially invited to be present.

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