LAST WEEK • • Weather Indications: FAIR.
THE WORLD PUBLISHED
4,016 HOUSES, ROOMS, APARTMENTS AND BOARDERS ADVERTISEMENTS.
759 MORE THAN FOR THE CORRESPONDING WEEK LAST YEAR.
926 MORE THAN ANY OTHER NEW YORK NEWSPAPER.

The EVENING EDITION BROOKLYN World.

Circulation Books Open to A

Weather Indications: FAIR. CIRCULATION OF THE WORLD Over 3,000,000 A WEEK.

PRICE ONE CENT. NEW YORK, MONDAY, MAY 14, 1894. 8 PRICE ONE CENT.

Unemployed Women Secure Situations by Inserting a 20-Word Advt., Costing Only 10 Cents, in The World.

LAST EDITION.

TABERNACLE TO RISE ANEW.

Trustee Klopsch Says a New Edifice Will Surely Be Erected.

ALL OLD DEBTS TO BE PAID.

Then Subscriptions Will Be Invited to Build a New Structure.

THE FIREMEN ARE CRITICISED.

Commissioner Wurster to Investigate the Alleged Delay in Responding to the Alarm.

It looked this morning as though the Brooklyn Tabernacle, which for the third time was destroyed by fire yesterday, would not be rebuilt, but by noon the situation changed very materially.

Dr. Louis Klopsch, editor of the Christian Herald, and Superintendent of the Tabernacle Sunday-School, is authority for the statement that a new edifice will arise from the ashes of the Tabernacle at a very early day.

"We are going to rebuild the Tabernacle at once," said he to an "Evening World" reporter.

"Our first step will be to pay off every cent of the indebtedness of the old church. This we shall do by the sale of the land on which the Tabernacle stood and the insurance money due us. We figure that after every obligation has been met there will be a balance of from $10,000 to $15,000 left in our hands.

"The choice of a site is the next matter to be decided. The Board of Trustees favor rebuilding in the immediate neighborhood of the present site. I do not.

"The Brooklyn Tabernacle is essentially a church of the people. It should be located in the very heart of the city. Of course the present situation is very desirable for a fashionable congregation, but we are not a fashionable congregation.

"Possibly Mr. Talmage's church might be compared to a big hotel. There is a very large floating attendance. Everybody almost, no matter from what part of the country, when in New York over Sunday, goes to hear Dr. Talmage. He would draw an immense congregation any where, but I strongly favor a thickly settled neighborhood.

Hopes for Large Subscriptions.

"This very fact that Dr. Talmage is so popular all over the land dispels any doubt that the church will be rebuilt. It would be public calamity. I have not the slightest doubt that subscriptions will pour in from every part of the United States.

"Will Dr. Talmage again preside over the congregation? Yes. Most decidedly. He has also declared himself to that effect—with but one purpose, that there shal not be one cent of debt on the property when it is dedicated.

"He has signified his willingness to serve for the rest of his life without compensation, but there must be no debt. On that one point he is inexorable.

"I think, however, that there will be no occasion for this sacrifice. We pay for our daily bread, and we should pay for our religion.

Plans for the New Edifice.

"Another suggestion I shall lay before the Board is that there be a reading-room and a lay college attached to the new edifice. The latter would be principally for the education of missionaries.

"The reading-room is very necessary. Why, last Sunday a week ago, the attendance at our Sunday-school was 1,760, and the larged portion of them were adults. This reading-room would tend to keep them together during the week and would, in many ways, be of vast assistance.

"I wish you to state that it would be a kindness and a great help if the members of the Tabernacle Sunday-school would send their names and addresses to me. All the records were destroyed except those containing the names of the teachers and officers.

"Our Sunday-school anniversary will not be postponed, but will be held on the 25th of this month, as arranged. I expect to have 2,000 in line of march from the Tabernacle school alone. The anniversary exercises will be held from the Hanson Place Church.

Looking for a Temporary Home.

In reference to a temporary home for the Tabernacle congregation, Dr. Hopsch said that efforts are being made to secure the Pouch mansion or the Criterion Theatre. Due announcement will be made as soon as arrangements are perfected.

A meeting of the Trustees is called for this afternoon at Dr. Talmage's house, when all these matters will be discussed.

Theodore Gunsel, of 2 Fourth avenue, New York City, furnished the ags and other decorations which were burned in the Tabernacle. They were valued at $10,000 and were not insured. Mr. Gunsel told an "Evening World" reporter this afternoon that he expected the trustees of the Tabernacle would indemnify him for his loss, but to just what extent he could not, of course, say.

One of the first callers at Dr. Talmage's house this morning was J. S. T. Stranahan, the "First Citizen" of Brooklyn.

Mr. Stranahan said:

"Dr. Talmage, you have my most heartfelt sympathy, and the people of Brooklyn will aid you in erecting a new

(Continued on Third Page.)

ADMITS HE WAS MARRIED.

Ex-Judge Duffy Talks to an "Evening World" Reporter.

He and His Bride Will Take a Wedding Trip to Europe.

Ex-Judge Patrick Gavan Duffy to-day confirmed the report that he was married, which fact he has strenuously denied ever since last Thursday, when he wedded Miss Mamie Callen, a pretty blond school teacher, of Williamsburg. The happy pair are staying at the Union Square Hotel for a few days before starting on an extended wedding journey.

An "Evening World" reporter called at the hotel shortly after 9 o'clock this morning and asked to have his card sent up to the little Judge.

EX-JUSTICE P. G. DUFFY.

"I'm afraid you're a little early," said the affable clerk. "The Judge never was an early riser. You may catch him about noon, though."

The reporter's card came back with the information from the bellboy that he "couldn't get no answer from 34."

Shortly after 11 o'clock, Judge Duffy was found seated at a little table in the cafe. He was more spruce than usual, and wore a pretty white flower in his button-hole, but otherwise was the same Judge Duffy whom everybody knows.

He solemnly stroked his mustachios and asked what he could do for his caller. When told that the reporter's errand was to have a little talk with him about his new wife and to learn why he got married, Judge Duffy at first denied the whole thing point blank.

"I'm not married. It's all wrong."

When told that the reporter had heard that he had married Miss Mamie Callen, who lived with her mother in North Eighth street, near Wyeth avenue, Williamsburg, and that the ceremony was performed last Thursday by the Rev. Martin Carroll, of St. Vincent de Paul's Church, the little Judge exclaimed:

"Where the deuce did you find that all out? Well, I suppose its no use denying it any longer. What you say is true. Now that it is all out, I'll tell you all about it. First let's have a little sherry. I don't drink whiskey now, you know. Waiter, bring whiskey glasses with that sherry, will you. Somehow," turning to the reporter, "I can't stand drinking out of a sherry glass. I like a whiskey glass better, even if there's only sherry in it.

"Why did I get married so late in life? Because I never found the right girl before. You see, marriages are made in heaven; at least, souls are, and there are always two souls made for each other up there. What is to be will be. Our souls were mates, but I didn't know it for a long time. Oh, yes, I have known Miss Callen since she was a child, but we didn't know our souls were each other's until lately.

"Now that's all I'm going to tell you about the lady. She's evarse to having her name in the paper; you know how they are sometimes.

"I'll tell you something because it will worry some people. I'm so situated that I can travel for a year, and I'm going to do it. Where we go will depend on the lady. I'll go wherever she wants to go. Ain't that right? As I have been all over the United States I think, with Mrs. D.'s consent, that we will travel on the other side for six months, on the Continent principally. I've done Paris, London and England generally, and a portion of Scotland, so I won't go there again. We'll go to Rome certainly, and the South of France. We want to keep out of the beaten paths, though, and away from the regular tourists."

Asked when he would start on the trip Judge Duffy said he didn't want to tell that on account of the reporters who would be after him. He would go South, he said, for a short time before he started on his European trip. He wouldn't tell what part of the South he was going to on account of the reporters, he said. Maybe Washington was as far South as he would get, he declared.

"Now, write what you want about me, but don't touch the lady," the Judge admonished as the interview was drawing to a close. Reminded that the nature of the subject required that the lady should be mentioned, the newly made husband said maybe that was so, but please to be tactful about it.

"Oh," concluded the Judge, "don't say that I'm sixty years old. I am only fifty honest.'

AN EIGHT-STORY CHURCH.

To Be Built by a Congregation Without a Creed.

(By Associated Press.)

CHICAGO, May 14.—The Rev. Jenkin Lloyd Jones, pastor of the aristocratic All Souls Unitarian Church, in Oakwood Boulevard, has announced that he will leave his denomination and organize a church of free thought without creed or doctrine.

The members of his church have signified their intention to go with the pastor, and stock will be issued for a new church building. The church will cost $200,000, will be eight stories high and will contain bath rooms, gymnasium and reading rooms.

Weather Forecast.

The weather forecast for the thirty-six hours ending 8 P. M. to-morrow is as follows: Fair, stationary temperature; northerly winds.

The following record shows the changes in the temperature during the morning hours as indicated by the thermometer at Perry's Pharmacy:

3 A. M....37; 6 A. M....36; 9 A. M....37; 12 M....42

A Missing Mute.

Joseph Cohen, forty years old, of Bronxville, N. Y., has been missing from his home since May 3. He is deaf and dumb. His niece called at Police Headquarters to-day and asked the police to try and find her uncle.

SHOT BY HER LOVER.

Sadie Wertz Picked Up Unconscious at Snake Hill.

Eloped with Bernard Holdenberger from Rome, N. Y.

Robbed Her of $235 and Her Watch, Then Escaped.

Another case of brutal assault, that in many features resembles that of Miss May Barrowcliffe, the pretty young music teacher who was found unconscious and terribly bruised in a vacant lot in Marion, Jersey City Heights, several months ago, was reported to Chief of Police Murphy this morning.

Some workmen employed by the New Jersey Trap Rock Company at Snake Hill, while passing along an unfrequented road at 7.30 o'clock this morning on their way to work, discovered a young woman lying unconscious on the road near the Snake Hill Almshouse.

The young woman was apparently about twenty-two years of age. She was a brunette, attractive in face and person, and was well dressed.

The workmen were shocked at the sight. The young woman was covered with blood that flowed from wounds in her head and body.

Investigation showed that she had been shot in the head and body.

There was a bullet wound behind her right ear and another in her left breast.

The workmen knelt by her side and listened at her heart to see if there was any life remaining.

There was a faint pulsation of the heart, which showed that she was not dead.

The workmen picked the young woman up and carried her into the Hudson County Almshouse at Snake Hill.

On the ground was a dark pool of blood that had flowed from the woman's wounds.

Her dress was badly torn and there were marks on the ground of a severe struggle. She had evidently made a desperate fight for her life.

When the workmen reached the hospital with their burden they created a sensation. The young woman was placed upon a cot in one of the wards, and Dr. Quinn, the House Surgeon, applied restoratives.

After working upon her for some time the woman regained consciousness. She was unable to speak at first through weakness from loss of blood and from exhaustion resulting from long exposure.

After a long time she was able to make a statement to Dr. Quinn. She said:

"My name is Sadie Wertz. My home is at Rome, N. Y.

"I was shot last night by Bernard Holdenberger, also of Rome, N. Y.

"I am twenty-two years of age. He is about the same age. He is a tailor.

"We have been keeping company for a long time and were engaged to be married. We were to be married very soon.

"For some reason Bernard wished me to elope. I consented. We eloped from Rome yesterday morning and went to New York. We reached New York yesterday afternoon.

"Bernard asked me to come to Jersey City. I did so. When we reached Jersey City Bernard suggested that we take a walk. I consented. Bernard took me to the outskirts of the city and chose lonely roads. When it became dark we were out on the Meadows.

"I became frightened. I looked at my watch and by the dim light saw that it was 7.30 o'clock. We had been walking some hours. I was tired and hungry. We were then near the almshouse.

"I asked Bernard to take me somewhere to a hotel where we could obtain food and rest. Bernard said he did not want to go back yet.

"I told him I was going back to Jersey City any way, whether he went or not. This angered him and he raised his hand and struck me in the face.

"Then he grabbed hold of me. I struggled to release myself.

"We had a sharp struggle. Then Bernard drew his revolver and shot me in the left breast. I broke away from him and tried to run.

"I ran a few feet, and Bernard followed me. He fired a second time, shooting me behind the right ear. Then I fell down and became unconscious. I knew nothing more until I awoke in the hospital this morning."

Miss Wertz's story was told at intervals. She spoke slowly and wearily, and was evidently in great pain. Her voice was feeble and her sentences were disjointed. At times she showed indications of fainting, but Dr. Quinn revived her. Her statement occupied nearly an hour in the telling.

Miss Wertz told Dr. Quinn she thought that Holdenberger's object in enticing her to the lonely road and shooting her was robbery. She had $235 in money in her purse and wore a valuable gold watch and chain. Holdenberger got both the money and watch after she became insensible.

She had exhibited the money to him during the day. Shortly before the shooting he had again demanded the money in a menacing tone. She refused to give it to him, saying she would keep it herself. Shortly afterwards they had the controversy and he shot her.

No effort has been made to locate the bullets. The girl is not yet strong enough to enable the doctors to probe for them.

Dr. Quinn does not know whether the young woman will die or not. She is very badly wounded and has lost a great quantity of blood. It is a marvel that she did not die during the night. She lay for twelve hours upon the ground before she was found, bleeding from her wounds and exposed to the night air. The doctors say if she had not had a wonderful constitution she would have died before morning.

Holdenberger has not been captured. The Jersey City police have notified the authorities in the neighboring towns to look out for him. The police think he escaped up through the northern part of the county, and is now travelling through New Jersey.

He has the advantage of a long start, and it may prove difficult to capture him. The police have Holdenberger's description, which was furnished by Miss Wertz.

Tried to Steal on a Broadway Car.

James Byrnes, alias th "Rabbi," of 397 East Eleventh street, made an attempt to steal a woman's pocketbook in a Broadway cable-car, near Fifty-ninth street, last night, was but prevented by Detective McClusky, who was on the car. The woman who refused to make a complaint, because she had lost nothing, was sitting near the door. Byrnes started out of the car in a hurry and as he did so he grabbed the purse, but dropped it. Detective McClusky chased him two blocks. In the Tombs Police Court this morning Justice Taintor discharged him for lack of evidence.

DIED FOR HIS FAMILY.

J. J. Schwarz Killed Himself that They Might Get His Insurance.

Found Drowned To-Day in the Old Central Park Reservoir.

Had Sought Everywhere for Employment, but in Vain.

Foreman Gilmore, in charge of a gang of Park laborers, while leaning against the south wall of the old reservoir in Central aPrk this morning, saw what seemed to be the body of a man in the water.

Such it proved to be, and later in the day, when the body was identified as that of Jean Joseph Schwarz, of 500 1-2 East Eightieth street, the story of one of the most deliberate and premeditated suicides on record became known.

Schwarz was a man of splendid physique, and he was also a man of intelligence. It was no sudden despair or sickness that caused him to take his life.

It was simply because he could not afford to see his wife and their year-old child go hungry when there was enough insurance on his life to provide for them for some time at least after his death.

In order that they might have the benefit of the insurance money he killed himself. The wife has lost a husband, the child a father, but they will be richer by about $1,500.

Schwarz was a German who had been in this country many years. He was a cornice-maker by trade, and was in good standing in his union. He was also a member of the Socialistic Labor party.

About Jan. 1 last he was thrown out of work, and although he searched the city high and low ever afterwards he could get nothing to do.

He was willing to do anything, and when he heard that the State Legislature had authorized the expenditure of $1,000,000 to provide work for the poor he applied for a position as laborer in the parks.

Even in that, however, he failed, and bitterly he told his wife that he would require political influence to obtain it.

Failure to obtain work made him despondent, but he managed to pay the premiums on his insurance. His last dollar had about been spent when, Tuesday last, he attended a meeting of his union.

On leaving that place he deliberately made up his mind to kill himself. Going to a friendly store he procured pen, ink and paper, and wrote a last farewell to his wife.

It was written in German and couched in most tender language. It said, among other things, that by the time she received the letter he would not be among the living.

It told about his insurance and what she should do to collect the money. Then the letter gave directions as to the funeral and the undertaker to be employed.

He concluded by telling her to show the letter to her friends.

Having directed and sealed the letter, he took a train downtown and walked to the door of his own home. There he must have faltered.

he was so much attached would shake

He feared to go upstairs, as if a sight of his wife and the child to whom his resolution.

Instead of going upstairs to the neat little flat on the third floor, he dropped the letter in his own yellow box and hastened away. The letter was found by his wife next morning.

He must have gone at once towards Central Park and to the reservoir, as the place where the body was found is on a direct line with Seventy-ninth street.

In order to carry out his intention he had to cross an iron spiked railing nearly four feet high, and then walk forward about ten feet.

The wall or bank slopes down to the water's edge, and sibuilt of jagged rock. When he jumped his clothing must have caught some way in the rocks, for the body was held there. Just a little under the water. When found it was bruised considerably.

Policeman Nevin, who had been called to the scene by Foreman Gilmore this morning, promptly notified the Coroner. He also summoned the dead wagon, and the remains were taken to the Morgue.

Mrs. Schwarz was crying bitterly when an "Evening World" reporter called to see her this afternoon. She is an intelligent woman and the place is scrupulously clean and neat. She told of her home life and how good her husband had been to her.

She will receive altogether about $1,500.

He was insured in Germany Temple, No. 22, Templars of Liberty of America, for $1,000, and in other friendly organizations for the balance.

The wife called at the Morgue later and identified the body.

DIDN'T INTEND SUICIDE.

Julia Langer Mistook Carbolic Acid for Toothache Drops.

Julia Langer, twenty years old, of 21 Delancey street, was arraigned before Justice Koch in Essex Market Court to-day for attempting suicide.

She was found sick in her rooms last night and admitted having taken a dose of carbolic acid. Julia was taken to Gouverneur Hospital, where, after several hours' hard work, her life was saved.

Julia told Justice Koch that she was suffering from a severe toothache yesterday and that she accidentally took a dose of carbolic acid by mistake for toothache drops. She declared that she had no reason for or intention of killing herself and that she gave the alarm as soon as she discovered her mistake.

Justice Koch discharged her.

HANGING IN HIS CELLAR.

Aged Joseph Speckelbrink's Body Discovered Too Late.

Joseph Speckelbrink, sixty-three years old, of 532 Sixth avenue, Brooklyn, committed suicide at an early hour this morning by hanging himself to a beam in the cellar of his home. When discovered, at 4.30 o'clock, he had been dead for several hours.

The old man had been ill a long time, and had become despondent. Coroner Kene was notified.

Three Tired of Life.

WILLIAMSPORT, Pa., May 14.—Jacob M. Lowe, of Perry County, committed suicide here yesterday by cutting his throat with a pocket-knife. He was found in a lumber-yard slowly bleeding to death.

BALTIMORE, May 14.—Mrs. Kate Merriman, wife of a well-known druggist, ended her life yesterday by taking laudanum at the home of Mrs. Lucy Kendal, her sister. She was thirty-four years old, and had no children.

THE DARK HORSE IN THE BROOKLYN.

Bookmaker De Lacy Has an Entry Which He Expects to Win.

BRAZIL AND PORTUGAL BREAK.

Diplomatic Relations Between the Two Nations Cease.

Notice Given of the Fact from Rio de Janeiro and Lisbon.

(By Associated Press.)

LONDON, May 14.—The Brazilian Legation in this city has received the following telegram from Rio de Janeiro:

"RIO DE JANEIRO, May 14.—President Peixoto has broken off diplomatic relations with Portugal. The President has sent to the Portuguese Legation the passports for Count de Paraty and for the members of the Portuguese Legation's staff."

LISBON, May 14.—The staff of the Brazilian Legation in this city has been withdrawn and diplomatic relations between Portugal and Brazil have been broken off.

Prof. Henry Morley Dead.

(By Associated Press.)

LONDON, May 14.—Prof. Henry Morley, LL.D., died at Carisbrooke, Isle of Wight, to-day.

Prof. Morley was born in London in 1822, was identified with Household Words in 1851 and afterwards editor of The Examiner. He was a well-known educator, having occupied chairs at the King's College and the Queen's College and been principal of University Hall, London. He was the author of several valuable works.

M'KANE'S TWO APPEALS.

One Fails and the Other Goes Over a Day at Poughkeepsie.

(By Associated Press.)

POUGHKEEPSIE, N. Y., May 14.—The appeal of John Y. McKane, the ex-boss of Gravesend, from the conviction of the lower court, was to have been argued before the General Term of the Supreme Court in this city to-day, but Justice Cullen declined to sit, on the ground that he had decided the motion for a stay.

The Court will ask a Judge from some other district to sit with Justices Brown and Dykman, who have thus far had no phase of the case before them. It will probably be reached to-morrow.

In the appeal of McKane from the sentence to thirty days in jail and $250 fine for contempt of Court, the General Term affirms the order of Judge Barnard.

"HANNELE" OR NOTHING.

Manager Miner Will Not Have Minnie Seligman at His Theatre.

At the Fifth Avenue Theatre this morning it was said by Proprietor H. C. Miner's agent that unless "Hannele" was played to-night the theatre will remain closed. Messrs. Carl and Theodore Rosenfeld, who leased the Fifth Avenue Theatre from Mr. Miner, have held that they have the right to put on whatever they wish. Mr. Miner applied for an injunction to compel them to put on the plays in the order named in the arrangement signed.

The Rosenfelds desire to put on tonight "Lady Gladys," with Minnie Seligman in the title role. This Mr. Miner will not permit.

Empty House on Fire.

As a number of people were leaving the Pilgrim Sunday party which had been held in George Fritz's Hall, 101 Avenue A, at 12.50 o'clock this morning, it was discovered that the unoccupied house next door, at 103, was on fire. The flames had started in a woodshed at the rear of the house. Firemen quickly extinguished the flames after $150 damage had been done to the unoccupied house and $50 to Fritz's place. The cause of the fire is unknown.

MINERS AND OWNERS.

Assembling for Their Great Conference at Cleveland.

"No Compromise" the Word on the Part of Labor.

Settlement Must Be Made for All States if for Any.

(By Associated Press.)

CLEVELAND, O., May 14.—Every train arriving in this city during the night and early hours of the morning brought delegates to attend the Miners' Convention to-day and the conference which takes place to-morrow at the Chamber of Commerce between the miners and operators. Very few operators put in an early appearance, but a large number of rooms have been reserved for them at the various hotels, and a good-sized delegation will probably arrive in the city by nightfall.

While it has been said the Pittsburg district operators have been insisting right along that their men were willing to work for 55 cents a ton, if they could be assured protection, it was not long after the miners had arrived before it became apparent that, so far as the delegates represent the feeling of the strikers, the men are not at all willing to return for the same wages.

Secretary P. J. McBryde voiced the sentiments of a good many delegates when he answered a suggestion as to a compromise.

"No, sir," he said, "we did not come here for a compromise, and thus far we have no such word in our vocabulary. Nothing short of what we ask will give the miners living wages and for that we contend. We can hold out for three months, but we have no desire to do so. For that reason we came to this conference."

Mr. McBryde would not for a moment consider the subject of settlement in different localities without reference to what is done elsewhere. "The only condition under which work will be resumed," he continued, "is a settlement for all the States, as was originally announced."

This declaration means that the miners and the operators of the Pittsburg district are as far apart as possible. The latter decided at their conference in Pittsburg on Friday that they would not participate in the convention to be held here, and further that they would settle with their men without consulting the officers of the United Mine Workers.

The operators of mines in the Ohio fields have all along signified their willingness to make a settlement with their men through their National organization, and the Pittsburg district men are not backward in asserting that the Ohio operators are backing the strikers. Despite that fact, the miners will force the Pittsburgers to pay a rate of 79 cents, which will give the Hocking Valley and Jackson operators a differential of 11 1-2 cents a ton in their favor, 9 cents being on the mining rate and 2 1-2 cents on the freight rate.

Blessing the Church of St. Elizabeth.

The imposing ceremony of blessing the Catholic Church of Elizabeth of Hungary, 348 East Fourth street, was celebrated this morning by Archbishop Corrigan assisted by a large number of priests. The erection of the present edifice was commenced in 1891 by Father Janscheck, the late pastor, and completed by the present pastor, Father Nicholas M. Reinhart, who has already collected and paid $16,000 of the $23,000 which is the building cost.

Single Tax Club's Request.

Application was made to-day to the Park Board by the Single-Tax Club for permission to hold a series of meetings in Tompkins Square and Washington Square Parks. It has not been the practice of the Park Board to grant permits for more than one meeting at a time, and to permit for meetings has ever been granted for the above parks. The application will be acted on Wednesday.

Expect to Start 100 Strong.

The twenty unemployed printers who assembled at 475 Pearl street yesterday to march to Washington, to demand that Congress should pass the bill for Government telegraphs, adjourned till next Sunday, expecting to get one hundred men together during the week. They say that on their march to Washington they will pick up about five hundred additional members of their craft.

WITNESS NOSTRAND TRIPPED.

Testimony That Don't Agree with What He Said in 1891.

Cross-Examined in His $25,000 Suit Against Mrs. Hatch.

The suit of Warner Nostrand against Annie Hatch to recover $25,000 fees for services in managing her estate was continued before Judge Giegerich, in the Court of Common Pleas to-day. Nostrand again took the stand and was subjected to a severe cross-examination by Lawyer Hotchkiss.

Nostrand alleges that for his services Mrs. Hatch had agreed to leave him her property upon her death. He also alleged that during the seven years he lived with her he paid $11 per week board.

In court to-day he was closely questioned as to his present testimony in connection with that he gave on April 13, 1891, when he appeared in supplementary proceedings on a judgment obtained by Edmund Blunt, of Brooklyn. He said on that occasion that he never expected to receive any money as an heir, and that he was working for Mrs. Hatch for his board. Nostrand became very much excited and failed to reconcile these two statements.

When asked why he had once taken $6,000 belonging to rMs. Hatch and speculated it in Wall street, he said it was by her orders. He also said that Hatch had become involved in some bad transactions, and that he took part of the money to cover it up.

DAYTON QUITS ONE OFFICE.

Will Not Longer Be a Constitutional Convention Delegate.

(By Associated Press.)

WASHINGTON, May 14.—Postmaster Dayton, of New York City, will not occupy a seat in the Constitutional Convention in New York State.

He has sent a letter to Postmaster General Bissell announcing his resignation as a delegate to the Convention.

The action is taken in order to avoid possible violation of the laws against Federal office-holders being also State functionaries.

END OF BIG PROFITS.

"The World" Forces Coal Dealers to Cut Down Prices.

"The World" has reasons for congratulating itself on the success of its efforts to demonstrate that the coal magnates were charging exorbitant prices for fuel, and although many of the dealers have already surrendered and are supplying coal at a considerable reduction from the "schedule" prices, the people's paper is continuing the good fight, firm in the intention to force an official surrender and a general reduction in prices by the combine.

It seems too plain for argument that if the dealers can afford to contract for, say, 100 tons of coal, for a public institution at $1.60 less than they are charging householders for the same article, they must be making the enormous profit of not less than $1.00 a ton, or more than 4[illegible] per cent on the capital invested.

That the dealers are surrendering is evidenced by the gradually decreasing business of "The World's" coal trade. Only sixteen tons were sold at the New York and Brooklyn offices Saturday, bringing the total sales up to 5,365 tons. The sale at $4.50 per ton, which yields a fair, honest profit, will be continued, however, so that any consumer who is unable to find a dealer willing to accept a reasonable profit may still buy fuel of "The World" at $4.50 per ton.

Why Not

Take the KEELEY DOUBLE CHLORIDE OF GOLD for the liquor or morphine habit at the Keeley Institute, Saratoga Springs. *,*

LAST EDITION.

PHIL DWYER TO BE ARRESTED.

Applications for Warrants Will Be Made by De Lacy This Afternoon.

WILL BE SERVED TO-MORROW

Other Officers of the Brooklyn Jockey Club Likely to Be Taken Into Custody.

M'DONALD TO BE IGNORED.

Lawyer Hummel Says the Charge Will Be: "Arranging to Conduct a Lottery."

Peter De Lacy and Lawyer Steiner, of Howe and Hummel's office, New York, and Lawyer George F. Elliott, of Brooklyn, visited District-Attorney James W. Ridgway, in Brooklyn at noon to-day. They had several affidavits, charging the officials of the Gravesend track with violating the lottery law.

One of the affidavits was made by De Lacy himself. The party also had a number of blank warrants. They told Mr. Ridgway they had called to inform him the law relating to lotteries was being violated in Kings County, and that they intended to prosecute the offenders.

Mr. Ridgway said that they did not ask him to present the matter to the Grand Jury, or to take any other action in the matter. He said, however, that he stands ready to assist in the prosecution, if he finds that a crime has been committed. He says they make a very nice law point, and it will require a good legal mind to decide the case.

"The whole question will hinge on the lottery clause in the Constitution," said Mr. Ridgway, "and it will not be necessary to wait until the racing begins. The bookmakers have paid for their privileges, the horse owners have paid their first and second deposits of the entrance money, and it only remains for the horses to be raced to complete the lottery, if horse racing is a lottery according to the law.

As soon as DeLacy and his lawyer had completed the interview they started for Gravesend to get the warrant signed.

"Corporation Counsel McDonald will be ignored in this proceeding," said Mr. Hummel. "He has nothing to do with the criminal proceedings in Kings County, and his opinion has no bearing whatever in this case. There is not the slightest doubt that the warrants will be issued this afternoon. Mr. Dwyer and the others against whom warrants are issued will be arrested to-morrow before the races, and we will be able to carry this case to a court where it will be determined whether the decision of the Court of Common Pleas stands or not."

Peter De Lacy was smiling and happy looking this morning when an "Evening World" reporter asked him what he was going to do in the pool-room war.

"What's the use of talking," said he. "The next forty-eight hours will tell the fate of the race tracks. I haven't fought the race track men for five years for nothing. I don't want to criticise Corporation Counsel McDonald's opinion in this case, but I must say it doesn't impress me as being of any more importance than that of any other lawyer. If bookmaking and pool-selling can be conducted at the race track under protection of the law, regardless of the decision of a court of record that the Ives Pool bill is unconstitutional, they can beat me. I have engaged counsel in Brooklyn to look after my interests there, and while I am not anxious to appear boastful, I think it will be shown that I am on the right side.

"I want to correct one thing that has been said about me. I am not a reformed gambler, nor a reform gambler. I have been a gambler all my life, and expect to continue. But when the Dwyers or any other race-track owners can employ private police like those of Pinkerton and arrest private citizens or gamblers, who are only doing the same thing as Dwyer is doing, I want to find out what the law is on the subject.

"I have employed George F. Elliott in Brooklyn, and I think he is a good enough lawyer to see that the race tracks get none the better of it. While my fight has been principally against the Dwyers, I might as well say it is not entirely a personal affair. I would give $1,000 this minute if it was against some other men."

There was a report uptown last night that pool-rooms were again to be opened in this city. De Lacy says this is untrue. He also says no effort has been made to influence him to keep his hands off. The pool-room story was started because De Lacy had been in conference with the Western Union officials on Saturday. This morning, when an "Evening World" reporter went to De Lacy's place, at 33 Park Row, David Mitchell, the chief of the racing department of the Western Union Telegraph Company, was talking to the pool-room man.