

LAST EDITION.

STEPHENSON SENTENCED.

The Convicted Captain Must Go to the Penitentiary for 3 Years and 9 Months.

ALSO TO PAY A FINE OF \$1,000.

Commutation for Good Behavior Reduces the Time by Ten Months.

DOES NOT LOSE HIS NERVE.

Attempts of His Counsel to Secure Further Postponement Unavailing.

"John T. Stephenson to the bar. What have you now to say why the sentence of the Court should not be passed upon you?" called out the Clerk of the Court of Oyer and Terminer at 10.30 o'clock this morning.

Stephenson stood as straight as an arrow at the bar and Justice Ingraham said: "Stephenson, you have been convicted of bribery by a jury upon evidence which was absolutely convincing of your guilt. The crime of bribery is a crime against the people of the State, and a serious one. You were not tried for taking \$6 worth of peaches, but for prostituting your public office.

"The size of the bribe is of no account; that makes no difference. I am sorry, that in punishing you, I must distress innocent persons, your wife and family. I regret, exceedingly, that they should suffer, but I cannot let you off on that account.

Stephenson and his lawyer awaiting sentence.

"I have received letters from all of the jurymen and from many prominent business men, asking mercy for you.

"On the other hand, I have received word that this was not an isolated case; that you received money from others in the same way."

"There was a long pause at this point. Then Justice Ingraham said:

"I will endeavor to fix a punishment which will not be excessive or severe, but which will show that this crime of which you have been convicted is a

most serious one. The sentence is that you be confined in State prison for three years and nine months, and that you pay a fine of \$1,000.

Stephenson did not seem in the least affected. He was led back at once to the Tombs.

Ex-Assistant District-Attorney John Vincent was early in the court-room, and was Police Capt. Grant. Mr. Vincent was associated with Ira Shafer in Stephenson's defense.

Assistant District-Attorneys McIntyre, Lindsay, Martine, Miller and Hennessey were in attendance when at 10.30 o'clock Stephenson was brought into the court-room by Deputy Sheriff Kelly. His lawyer, Stephenson's defense, and a number of friends of the ex-captain shook hands with him warmly, and he smiled pleasantly as he chatted with them. He was fashionably dressed and wore an expensive Melton overcoat.

Justice Ingraham when he took his seat, having come into the court-room rather late with District-Attorney Felton, said that he had received a tele-



BIG INJURY! HEAP KILL! UGH! UGH!

gram from Ira Shafer saying that the lawyer was very ill and unable to leave his room, and desired to have the sentencing postponed.

Justice Ingraham passing sentence.

Justice Ingraham said that he had already postponed the matter from time to time, and did not care to do so again.

Mr. Vincent then said that he would make a motion for a new trial, and Justice Ingraham said that he could do so next Monday.

Mr. Vincent begged Justice Ingraham in passing sentence to remember the Captain for ten years of service on the police force, and the good record he had made as an officer.

Just two weeks ago to-day Stephenson was found guilty of having accepted four baskets of fruit as a bribe from Martin N. Edwards, a produce dealer, of 133 Duane street, in consideration for which Edwards was permitted to violate a city ordinance by obstructing the sidewalk with his goods.

ANOTHER TROLLEY VICTIM.

Fifteen-Year-Old Frank Tollerka Died at the Hospital To-Day.

Fifteen-year-old Frank Tollerka, of 42-1/2 Bridge street, Brooklyn, who had both of his legs cut off by a Myrtle avenue trolley car at Jay street, Brooklyn, last night, died in the City Hospital shortly after 11 o'clock this morning.

Tollerka started to cross Myrtle avenue at 10 o'clock on Friday afternoon, No. 1702 came bowling along at a high rate of speed. Motorman Andrew Gill did not see the boy until the car was within a few feet of him. The motor-man shut off the power, but the trolley had dropped the life fender, an invention supposed to stop up persons knocked down by trolley cars. The fender, however, was not pushed over Tollerka's body, and the boy's two legs were ground under the forward wheels. His body was wedged between the wheels and the motor-box.

It was nearly an hour before workmen succeeded in extricating Tollerka. Then he was taken through a hole chipped on the sidewalk to the hospital.

Andrew McGill, the motorman, and David McGee, conductor are locked up in the Adams street station.

DON'T LIKE ST. JOSEPH'S.

So Little Mary Webber Dropped from a Second-Story Window.

When Mary Webber, thirteen years old, was arraigned before Justice Watson in the Ewen Street Court, Williamsburg, this morning, the magistrate most felt out of his chair from astonishment.

"Didn't I commit you to St. Joseph's Hospital?" asked the magistrate. "You didn't like it there, so I escaped."

Justice Watson was sent to the custody of the Children's Society. She will probably be sent to some other institution.

Mary was arrested last Saturday for shoplifting, the complaint being Leopold Weinberg, 100 Green street, who on Christmas Eve the child dropped out of a second-story window at the Home and ran away. Yesterday she was detected stealing small articles in a dry-goods store on Graham avenue, and was again locked up.

The child's parents are dead, and it is said by the court officers that during the trial she was very nervous and nervous, and that she was a notorious thief, who taught her to steal.

BAD THEOLOGICAL STUDENT.

He Misappropriates Funds Intrusted by a Friend.

THE GRAND JURY'S DRAG NET.

Said to Be Spreading It for More Police Officials.

Confessions of Schmittberger, Creen and Thorne Cause Activity.

This was a very busy morning at the Criminal Court-house. The Grand Jury, which adjourned last Friday until to-day, met at 10.30 o'clock, and, judging from the large number of witnesses that thronged the ante-room to the Grand Jury room, they had plenty of work to do.

It is known that some of the Assistant District-Attorneys have been busy drawing up indictments based on the evidence given by the police officers, but who have confessed, these indictments have been prepared in haste, as it is quite certain that the Grand Jury will order them on the evidence.

It is known that the cases against Capt. Schmittberger and Policeman Thorne have been practically dropped by the District-Attorney's office. When Col. Fellows was asked whether the indictments would be dismissed, he said that he was not prepared at the present time to talk about them, but that he would have a statement to make.

He did say that neither of the men had been promised immunity by the District-Attorney, and that it is known that both understood that if they were not prepared to make confessions in order to escape prosecution this was communicated to them. He thought the District-Attorney was appearing in the matter, but they were given to understand very plainly that it was the best thing for them to do.

LAWYER HALE NOT HAPPY.

He Declares the Papers Have Not Treated Him Well.

Lawyer William H. Hale, chief counsel in the proceedings against Police Justice Divver, secured to-day in the Court of Common Pleas several subpoenas for witnesses to appear at the trial of the collector, who is being tried for the charge of having taken money from the collector.

Justice Divver, who is being tried for the charge of having taken money from the collector, who is being tried for the charge of having taken money from the collector.

UNCLE SAM'S PANTATAS.

Another Deputy Collector Arrested for Accepting Bribe Money.

Another ex-Deputy United States Collector of Internal Revenue, Thomas F. Bush, of 640 East Fourteenth street, who was arrested on Monday at the New York Police Force, was arrested this morning. He was arraigned before Commissioner Shields.

Collector Edward Grosse, of the Third Revenue District, of New York, swore to the complaint of McTear, 560 of East One Hundred and Fifteenth street, and retaining the money for his own use, thereby defrauding the United States Government. The information against Bush was furnished by Luigi Granite and his son, George Granite.

Commissioner Shields held Bush in \$200 bail, which was returned at the examination will take place on Jan. 8.

Bush is the second deputy collector from the Third district to be arrested. Terrence F. McGowan was held Saturday. Many other arrests are expected over the city.

Bush was in the Revenue Office under Collector Edmundo, who was succeeded by Collector Grosse last September. Mr. Grosse made discoveries a few days after he assumed office that led to the discharge of McGowan, Bush and nearly a dozen others.

Anti-Toxine Has Come.

Dr. Parks, of the Health Board, who has been experimenting with horse and the manufacture of anti-toxine said to-day he had found a small quantity of anti-toxine in the blood of animals operated on. He believes the experiment will result favorably.

Grady in a Higher Court.

JULIE REFUSES TO MOVE.

Though Her Door and Window Sashes Have Been Removed.

Julie Turner, who lives in an attic at 226 Hudson street, failed to pay her regular monthly rent of \$4 Dec. 1, and her landlady, Mrs. Tannay, of the same address, having given her three notices to pay, went yesterday to the vacant room in her tenant's absence and had the door and window sashes taken away.

Mrs. Turner says she has always paid her rent regularly until now; that she has had no regular notice to quit, and that she promised to pay in full Jan. 1. She gives illness as her reason for having fallen into arrears.

An "Evening World" reporter visited the place this morning, and found a quilt nailed over the vacant doorway and a shawl stuffing the narrow window, thus keeping out the light and the cold. The room is small, and must be ill-ventilated at best. In its present state it is unfit to live in.

HETTY GREEN'S ACCUSATION.

Trustee Barling Denies that He Will Resign as Trustee.

In answer to a rumor that he would resign from the trusteeship of the estate of Mrs. Hetty Green's father, Mr. Barling this morning said:

"I haven't the slightest intention of resigning. I have nothing to say to explain to Mrs. Green. She wouldn't allow me, if I intended to. She has been acting queer for some time."

It has been the length of time, fully since Mrs. Green and the trustees were on any terms, and she is quite certain that the Grand Jury will order them on the evidence.

Mr. Barling will resign as trustee of the estate of Mrs. Hetty Green's father, Mr. Barling this morning said:

COMPLAIN OF PRIVATION.

Passengers Quarantined at Chester. Object to Their Food.

PHILADELPHIA, Dec. 26.—A special despatch from Chester says that the 360 steerage passengers on the steamer Southward, recently detained off that port on account of the death of a passenger from among the crew, are confined at the quarantine station there in silt and privation. One of the detained passengers says that a petition complaining of the food and silt conditions of them, was suppressed by officials.

It is claimed that the wholesome food for the mothers with small children, but that the goods were confiscated because they had come through the manager. A policeman on duty at the station, who has been on duty for some time, said he did not see little children starve to death. It is alleged that the entire cargo is in the filthiest condition possible and that no soap, water or towels have been provided since the landing.

The cabin passengers were allowed health to-day and demand immediate action. The cabin passengers were allowed to pass up the river.

LOOK OUT FOR SNOW.

The Weather Man Says It Is Coming To-Night or To-Morrow Sure.

After consulting his maps and hearing reports from all over the country, Farmer Dunn came to the official conclusion this morning that the winter had set in, and that the cold weather would stay here some time. He also thinks that the snow will be heavy.

Weather Forecast.

The weather forecast for the thirty-six hours ending at 8 P. M. to-morrow is as follows: Fair to-day, followed by increasing cloudiness and rain on Friday and Saturday.

LAST EDITION.

SHALVEY TELLS ALL.

Ward Man Collected for Captains Webb, Eakins, Doherty and Schultz.

REGULAR SCALE OF PRICES.

Alderman Clancey and Max Hochstim Also Accused---Sheehan's Letters to Schmittberger.

Ex-Ward Man Edward Shalvey testified before the Lexow Committee to-day that he was the collector for Police Captains Webb, Doherty, Eakins and Schultz when they were successively in command of the Delancey street station.

He said money was collected from disorderly houses, pool-room-keepers, policy dealers and liquor sellers.

The ratio of payment was pool-rooms, \$6 a month; policy shops, \$20; disorderly houses, from \$10 to \$25; and liquor dealers, \$2.

Shalvey said he gave the money to the captains, after deducting 20 per cent. for himself. He admitted that sometimes he did not turn in all the money collected, but retained what he thought he was entitled to.

He did not always collect personally from the liquor dealers, he said. They were assessed by the district Liquor Dealers' Association and paid the money to Alderman Clancey, who handed the money to the ward man.

A similar service, he declared, was performed for some disorderly-house keepers by Max Hochstim, who, Shalvey said, was looked upon as the regular agent for the houses.

Shalvey's examination was adjourned temporarily, while Dr. Judd, of the New York Hospital, testified as to the condition of Mrs. Blood, a patient, whom the Committee has been anxious to subpoena.

He was succeeded by Sam Lohenthal, a lawyer, who declared he was employed by Mrs. Blood to search the title of a house which she wanted to purchase.

When asked if Mrs. Blood was compelled by Capt. Williams to purchase the house for disorderly purposes, Lohenthal declined to answer on the ground that it would be violating professional etiquette.

When Shalvey had finished, Capt. Martens was called, but excused, as his wife was not on hand to testify also.

The holiday sessions of the Lexow Committee, which resumed its hearings in Part I. of the Superior Court this morning, promise to interfere sadly with the enjoyment of many a high police official in the usual celebration of the festive season.

In fact, it is not improbable that Christmas week of 1894 will go down into history in the annals of the New York Police Department as the most gloomy and distressing period of its entire existence.

Matters were in such a shape this morning as to arouse public interest in the closing days of the investigation to a fever heat, and it was the general expectation among the crowds gathered about the Committee room at an early hour, that a sensational climax was about to be reached in the work of the Committee.

Favorable Outlook for Sensations.

The outlook was favorable for such a result. A Christmas Day batch of subpoenas had been sent up to Police Headquarters and had been distributed by Supt. Byrnes among his subordinates, including three inspectors and nine captains. The inspectors summoned are Alexander S. Williams, William W. McLaughlin and Thomas F. McAvoy, and the captains are Egan, of the Kingsbridge West street, Killilea, of West One Hundred and Fifty-second street; Gallagher, of East Sixty-second street; Strauss, of East Sixty-seventh street; and Robinson, of East Sixty-eighth street.

The arrival of Senator Cantor completed the present plucking of record in the case of Schmittberger and Schmittberger's letter to the Captain, when it was alleged, that Schmittberger was about to open a gambling establishment.

Mr. Hoff, after ascertaining if several subordinates of police officers whom he wanted were present, placed on record the letter referred to in Capt. Schmittberger's testimony, written by Commissioner Schmittberger, introducing the Captain, when it was alleged, that Schmittberger was about to open a gambling establishment.

Mr. Hoff also read and offered in evidence other letters written by Commissioner Schmittberger, showing the close and intimate relations existing between the latter and the police officers, and introduced to the Committee several men who were alleged to be in the employ of Schmittberger as drivers or conductors.

The letters were written on the Police Department letter-heads or on the paper of

that official put through the mill and handed to the streets, just the same as other witnesses.

Chairman Lexow, who was the first member of the committee to arrive, said that all such reports were absurd.

Lexow Denies a Deal.

"It is not a question of shielding anybody," he said, "but of completing the duty which I have undertaken to perform for the Senate, which will be ready by Jan. 15."

It is not fair to the Committee to compel it to work right up to the time of the convening of the Legislature. It gives me no opportunity for preparation of the report.

LAST EDITION.

HAS A NEW BONDSMAN.

Retired Merchant Hoppe to Qualify for Schmittberger.

The Captain Reports for Duty, Then Takes a Vacation.

Prosecutor Unger Says Breslin is Still Liable for the \$7,500.

Police Captain Max Schmittberger appeared at the District-Attorney's office this morning with George Hoppe, a retired merchant, of 201 West One Hundred and Twenty-fourth street, who offered to become surety for the Captain in place of James H. Breslin. Mr. Breslin notified the District-Attorney Monday that he wished to withdraw as bondsman for Schmittberger, whose surety he was for \$7,500. Mr. Koster, of Koster & Bial, personally qualified in the remaining \$7,500.

Lawyer Howe, who accompanied Schmittberger and Hoppe, said positively that Capt. Schmittberger will not be tried.

This is the first official announcement of that fact that has been made. Captain Schmittberger reported for duty at the West Thirtieth street police station at 8 o'clock this morning. After reading his mail and attending to some routine business, he communicated with Headquarters and told the sergeant at the desk that he was going on his vacation.

It is understood that the Captain has ten days left from his vacation of last summer. He was at the station-house but a very short time.

Before his arrival at the District-Attorney's office Assistant District-Attorney Unger said he wished to correct the impression which prevailed that Breslin, by simply notifying the District-Attorney that he wished to get out of Capt. Max Schmittberger's bail bond, was no longer responsible for the Captain's appearance.

"Mr. Breslin," said he, "is still considered by this office as Schmittberger's bondsman, and a very good one, too. To get rid of the responsibility he must surrender the bond, and he must be bound by law to either arrest the Captain himself or find a responsible person to perform that duty."

"Until Schmittberger is delivered into the hands of the State of New York Prison the District-Attorney will look to Mr. Breslin for the \$7,500, which is the amount of his bond, and he is liable for the Captain fail to appear when wanted."

Even should Schmittberger come hence with a very good one, he would not discharge Mr. Breslin's obligation. He must formally surrender the body of the Captain before he is released of his share of the responsibility he wishes to shirk.

After Mr. Hoppe and Mr. John Koster, of Koster & Bial, had signed the new bond in Mr. Unger's office, the parties went to the District-Attorney's office in Col. Fellows' absence.

There was a good deal of delay before the big Captain and his sureties were ready to appear before the Court of General Sessions for nearly an hour.

Judge Martine said that Mr. Hoppe was perfectly satisfactory to him, as he had returned to his home and was not in the city. He was not in the city. Then, after some further delay, the bond was signed at 12.30 o'clock, and Capt. Schmittberger and his friends went away together.

COCKRAN WILL NOT ATTEND.

He Doesn't Intend to Be at the Tammany Meeting.

WASHINGTON, Dec. 26.—Representative Bourke Cockran, of New York, will not attend the meeting of the Executive Committee of Tammany Hall next Saturday. This meeting, called by James J. Martin immediately following the bitter personal arraignment of Cockran by Charles Croker, is expected to be a means of bringing the men face to face. Mr. Cockran has not received a notice of the meeting, although Martin says the notice has been forwarded.

But in any event Mr. Cockran has no intention of attending. He has not attended a meeting in two years, and the present situation is not such as to induce him to change his course. Mr. Cockran will say nothing further regarding the Croker statement.

TAMMANY LEADERS RETICENT.

Deny a Meeting Is Called Yet for the Croker-Cockran Mill.

The report that notice had been sent last night for a meeting of the Tammany Executive Committee next Saturday afternoon is not admitted. Four district leaders told an "Evening World" reporter to-day that they had not received any notice of a meeting of the Executive Committee, and that it will be followed by a meeting of the Committee on Organization and the General Committee.

Mr. Cockran should come from Washington to make that explanation which Charles Croker demands. He has not been invited to do so, and he is, however, is discredited by friends of the possible combatants.

In fact, Mr. Croker based his threat of enforcing a "personal explanation" at the first chance meeting upon Mr. Cockran's refusal to go before the Committee. There is no fear that the meeting will be postponed, the primary object to next Summer will evoke a warm discussion.

Murderer Pike Still at Large.

ATLANTA, Ga., Dec. 26.—The race troubles in Brooks County are over. The Vance Whites have returned to their homes and are dispersed. Advice from Outman report everything quiet. Waverly Pike, the negro murderer whose capture the court is organized, is still at large.

Baby Antelope in Central Park.

An Indian antelope was born at the Central Park deer house Christmas morning. The one calf born there last Sunday is already developing a hump.

(Continued on Second Page.)