

SANG HIS WAY INTO HER HEART

Tenor a Cripple, but He Won Girl's Love; Then Her Mother Haled Him to a Rude Police Court.

SHE'S BIRD COLER'S NIECE.

Irate Parent Not Sure Whether She Wants to Prosecute the Love-Stricken Tenor or Spank Her Own Little Darling.

Surrounded by sympathetic opera-goers, Claude Thardo, a crippled tenor, hobbled into the Myrtle Avenue Court today to answer for having won the affections of pretty Emily North, seventeen years old.

Emily's mother, Mrs. Nellie North, who lives at No. 536 Clinton avenue, Brooklyn, and is a sister of Bird S. Coler, told Magistrate Naumer that she wanted to wait a while before presenting her charges against the tenor and the case was continued until one week from to-morrow.

Thardo seemed greatly to enjoy the sudden notoriety which Mrs. North's charges had given him. He occupied a front seat in the courtroom and smiled broadly as his friends patted him on the back and treated him as though he were a hero.

Emily thought the songs were meant only for her and she was overcome by a tender emotion. Then she managed to get acquainted with Thardo at a reception held on the stage of a Brooklyn playhouse.

From all that could be learned of the case in court today it seems that several weeks ago Emily attended a theatre at which Thardo appeared between the acts and in a shrill falsetto voice sang topical songs telling of his love for a "geezel with teeth like parris."

Emily thought the songs were meant only for her and she was overcome by a tender emotion. Then she managed to get acquainted with Thardo at a reception held on the stage of a Brooklyn playhouse.

Thardo was represented in court today by a mysterious young lawyer, who said his name was J. S. Jones. "This affair is not for the rude public to dissect," said Mr. Jones. "If the case comes up for a hearing then it will be perfectly proper for the evidence to be published to the world. But I must let it be known that my client's feelings are sacred. No, I am not his press agent. We are not seeking notoriety. I am simply waiting to see what sort of a charge Mrs. North wants to prefer."

Mrs. North's spokesman was her son Benjamin, whose "spoking" consisted of violent protests that he had just learned of the case and therefore wasn't in a position to discuss it.

"When I say this," he added, "I am speaking for Mrs. North." "Do you intend prosecuting Thardo?" he was asked.

"Indeed I do not," interposed Mrs. North. She seemed not to care that she wouldn't spank her daughter.

"Now, do hush, mother," exclaimed the young man. "Remember that I am your spokesman. In that capacity I will state that I don't know what will be done. Emily isn't in court this morning. Then the case was called and the continuance announced. Thereupon Mrs. North and her son hastily departed, while Thardo strode out into the street, making in the eyes of admiration bestowed upon him by his fellow singers.

WORDS FALL IN DECISIVE FIGHT.

American Troops Defeat Strong Force, Killing 115, Taking 60 Prisoners and Capturing Ten Forts.

MANILA, May 7.—Capt. Pershing's column has defeated the Sultan of Amparugano's strong force of Moros in the Taraca country, on the east shore of Lake Lanao, island of Mindanao. The Americans captured ten forts, killed one hundred and five Moros were killed, thirteen wounded and sixty made prisoners. The Moros captured included the Sultan. Two Americans were killed and seven wounded.

MAURICE GRAU SAILS FOR EUROPE. "I Am Through with Opera," is His Comment as Regards His Plans for the Future.

Maurice Grau, accompanied by his wife and Miss Louise Grau, sailed for Havre to-day on La Savoie. When they reached the vessel they found the rooms which they will occupy filled with flowers.

Until the moment of sailing Mr. Grau was kept busy saying good-by to his friends, most of whom were from the Metropolitan Opera-house. He said: "I am going over for my health. I am played out, and my future plans will depend on the state of my health after about a year of complete rest. After a few weeks' stay in Paris we will go to my country home at Crousey. It has been said that you might return here with a French opera company. That is a rather wild statement to make. I am through with opera."

FATHER COLTON MADE BISHOP OF BUFFALO.



Popular Pastor of St. Stephen's Receives High Honor from Holy Father.

ROME, May 7.—Mgr. Vecchi, Secretary of the Propaganda, was received by the Pope to-day and submitted the report of the Congregation of the Propaganda on the vacancy in the Bishopric of Buffalo, N. Y.

The Pontiff decided on the appointment of the Rev. Charles H. Colton, rector of St. Stephen's Church, New York.

News of the appointment of Father Colton to be Bishop of Buffalo was conveyed to him by an Evening World reporter. He was surprised, gratified, and at first a little incredulous until assured that there could be no mistake in the advice from Rome.

"Of course," said Father Colton, "it is a source of pride to me that I should be deemed worthy of holding such an important office in the church, but, nevertheless, I shall hate to leave St. Stephen's. With the exception of three months my twenty-seven years as a priest have been spent in this parish, and I love it. To leave it will wreck my heart."

News of the appointment of Father Colton spread through the parish, and many called to congratulate him throughout the day. While all felt sincere joy at his advancement in the Church, there were tears in the eyes of his well-wishers at the prospect of losing him.

Father Colton received his education in the College of St. Francis Xavier, graduating in 1872. He took the theological course in St. Joseph's Seminary in Troy and was ordained on June 10, 1878. Immediately he was assigned as an assistant in St. Stephen's parish.

Always an important parish, St. Stephen's has shown no deterioration during the time it has been in control of Father Colton. The big church in East Twenty-eighth street and the school adjoining are monuments to his energy and business ability. For many years he has been regarded as one of the most able clergymen in the diocese. Since 1886 he has been Chancellor of the diocese and a member of the Archbishop's Board of Councils.

"It will be three weeks or a month, I presume," said Father Colton, "before the news of my appointment reaches me officially. It will have to come from Rome to the Papal Delegate at Washington, who will forward it to Archbishop Farley and from him my notification will come. When my appointment is received I suppose I shall proceed immediately to my new field of duty."

Mrs. Scholl did not hear from him for a week, but on Monday last received this matter-of-fact letter: "Dear Auntie: I am going to kill myself because I don't want to live any more. I am going to break my neck in Bronx Park in the woods east of the Museum. I am going to tie a rope around the limb of a tree, stand on the limb, tie the rope around my neck and jump off. Your loving nephew, PHILIP."

Mrs. Scholl at once notified the police, who sent out a general alarm for the boy. Nothing was heard from him, however, until last night, when he called at his aunt's house. She asked him to come in, but he refused and went away. He returned to-day and demanded money. His aunt would not give it to him and caused his arrest. Around the boy's neck was a dark circle which he said was caused by a rope that he put around his neck with the intention of hanging himself.

He said he had carried out the plan designated in his letter, but something had gone wrong with the rope and it wouldn't "hang." After being suspended in the air for a few minutes from the limb of a tree and finding that he wasn't dying, he cut himself down. He was taken to the Morrisania Court and sentenced to serve a month in the Workhouse.

Murder Hearing Put Off. Daniel J. Kennedy, of No. 136 West Ninety-ninth street, the prize-fighter accused of the murder of James E. McMahon, was held without bail to-day by Magistrate Plummer for examination next Tuesday in Morrisania Court.

ALBANY, May 7.—Gov. Odell has signed the bill of Assemblyman Wainwright providing for the appointment of two additional city Magistrates and a police clerk in New York City.

RAID PRISONERS FREE. Men Caught at No. 202 East Twenty-seventh Street Discharged. Fred Wilkins and John Mullins, arrested yesterday in a raid on an alleged pool-room at No. 202 East Twenty-seventh street, were discharged to-day by Magistrate Crane in the Yorkville Court.

The raid was made on evidence secured by Detective Michael Gallagher, of the East Twenty-second street station, who alleged he saw Wilkins give Mullins two \$1 bills and tell him to put it on The Profitable in the fifth race at Jamaica.

Wilkins testified that he was not placing a bet, but was paying Mullins some money he owed him.

HER BOGUS BABY ANNULS WEDDING

Court of Appeals Annuls Marriage of Gregoria di Lorenzo and Johanna Smith Because She Deceived Him.

SHE BORROWED THE CHILD.

On Its Account the Man Was Induced to Consent to the Ceremony Which Has Now Been Declared Illegal by Highest Court.

When Gregorio di Lorenzo, of the Seventh Regiment Band, discovered that Johanna Smith had imposed upon him with a borrowed baby, in order to induce him to make her Mrs. di Lorenzo, he didn't wait to have the matter settled after his death. Instead he sued to have his marriage to Johanna annulled on the ground that she had deceived him with a spurious baby.

The case was fought all through the courts. Byron Traver prosecuted his suit, and Justice Gaynor granted a decree. But Edward Hynes appealed for Mrs. di Lorenzo to the Appellate Division, and the learned Justices reversed the decree.

She Demanded a Wedding. The Big Trombone and Miss Smith first met in 1880. In 1891 they set up housekeeping. In April, 1901, the big band started on a long tour. When it returned in October, Johanna dandied a new baby before Gregoria and declared that they must be married right away.

He hesitated, she demanded. "I was very much afraid of her," he testified at the trial, "and so in November I married her."

"Nobody dreamed of trouble until she sued for a separation, then for a divorce. His answer was this suit for an annulment."

Mrs. di Lorenzo admitted the deception, but claimed that it was not such a "deception" as entitles Col. Appleton's star tenor to an annulment, and, besides, that they had been married by an Italian priest in 1900, shortly after they first met.

The jury decided that the couple had not been married by a minister in 1890; that she had palmed off another woman's baby on her husband to marry her; that he married her because of this deception, and Mrs. di Lorenzo never had a child of her own.

Justice Gaynor decided that this was legal ground for an annulment of the marriage. The Appellate Division said it was not—that the fraud perpetrated by Johanna upon Gregorio was not sufficient to warrant the Court in annulling their marriage.

Mr. Traver took the case to the Court of Appeals, and to-day received a transcript of its decision holding that Justice Gaynor was right and the Appellate Division wrong, and the trombone player's marriage is annulled.

Judge Gray wrote the opinion of the Court of Appeals, and to-day received a transcript of its decision holding that Justice Gaynor was right and the Appellate Division wrong, and the trombone player's marriage is annulled.

Judge Gray says that, it being established that di Lorenzo's consent to marry Mrs. Smith having been obtained by fraudulent representations that a borrowed baby was her own, is sufficient to warrant the annulment of the contract of marriage between them.

The mother of the baby may now have it back if she wants it.

TWO MORE MAGISTRATES. ALBANY, May 7.—Gov. Odell has signed the bill of Assemblyman Wainwright providing for the appointment of two additional city Magistrates and a police clerk in New York City.

Better Than Years of Doctoring PAINE'S CELERY COMPOUND.

Best Authorities in Medicine Declare It the Only True Spring Remedy.

The sleepless, nervous prostration, weakness, general debility, functional irregularities and despondency from which thousands of women, young and old, suffer, can be quickly removed by properly feeding the nerves and replacing the unhealthy blood by a fresher and more highly vitalized fluid. The happy change from ill-health and misery to true womanhood and happiness can only be effected by the use of Paine's Celery Compound.

The present spring demand for Paine's Celery Compound, woman's friend and life-giver, is enormous in every State of the Union. This fact alone amply proves that the great Compound possesses virtues and powers unknown to other remedies. Dear wife and mother, do not procrastinate; listen to-day to the voice of reason, and the pleadings and testimony of the thousands of your sex who have been made well and strong. Mrs. Jennie Harris, Marlow, Indian Ter., joyfully writes about the medicine that makes women well; she says: "I have used one bottle of Paine's Celery Compound, and am satisfied that one bottle of this medicine has done me more real good than any other medicine that I have ever taken. I had rheumatism of long standing, kidney disease and female troubles, but since taking Paine's Celery Compound I feel altogether a different person. I have used lots of other medicines, but never received any benefit until I used Paine's Celery Compound."

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CAN BE FURNISHED here from kitchen to parlor—even papered and decorated—cheaper, we claim, better we claim, and paid for more conveniently, we claim, than anywhere. WE'LL PROVE IT; say the word.

Advertisement for Ludwig Baumann & Company featuring various furniture items like Wardrobe Couches, Gas Stoves, and Steamers Chairs with prices.

Advertisement for Saks & Company featuring Dress Fabrics, Wash Materials, and various fabric types like Mousseline Broche and Gingham.

Advertisement for Special for Friday: Gloves for Women and Belts for Women.

Advertisement for Stationery and Ribbons.

Advertisement for Special for Friday: Women's Shoes & Oxfords at \$1.65.

Advertisement for Special for Friday: Women's Hosiery and Undervests.

Advertisement for Special for Friday: Beds, Bedding & Household Linens.

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Broadway, 33d to 34th Street

Large advertisement for Postum Coffee, The Breakfast Cup, featuring an illustration of a man and a woman and text describing the benefits of the coffee.

Advertisement for Hecht Bros. featuring a list of items and prices.

Advertisement for Our Friday Remnant Day.

Advertisement for See to It that Your Purchases Are Charged.

Advertisement for Silk Waists, Beau de Cygne, and Children's Hose, Black Lisle Thread.

Advertisement for Odd Lot of Women's and Children's ready-to-wear and trimmed Hats.

Advertisement for White Lawn Aprons for maids, waitresses and nurses.

Advertisement for Gingham and percale dresses, Gretchen or Waist effect, trimmed with embroidery and white pique.

Advertisement for Fine white lawn shirt waists, trimmed with dainty embroidery.

Advertisement for Men's Colored Balbriggan shirts and drawers.

Advertisement for Cherry Turnover Collars in all colors.

Large advertisement for Cascarets, featuring the text 'Sale Ten Million Boxes a Year' and 'THEY WORK WHILE YOU SLEEP'.