COURT REFUSES TO TAKE BANKER'S WIFE FROM HIM

Justice Dayton Holds That Mr. Andrews Is Proper Committee of Her Person.

OUSTS ROOSEVELTS.

Cousins of the President Lose Legal Battle Resulting From a Family Quarrel.

Justice Dayton, in the Supreme Court to-day, handed down a decision in which he refuses to remove Banker Constant A. Andrews as the committee of the person of his wife, who is now confined in a sanitorium.

This decision settles the contention which has been going on in the Supreme Court for a year over the custody of the person and property of Mrs. Andrews. The principals in the litigation have been Mr. Andrews on one side and her sister, Mrs. John E. Roosevelt, and Mr. Roosevelt—a cousin of the President—on the other.

The Roosevelts sought to have Mr. Andrews removed as the committee of the person of Mrs. Andrews. They made many charges against the banker, and altogether the case has reached an astonishing family quarrel.

When Mrs. Andrews became incompetent Mr. Andrews was named as the committee of her person, while Mr. Roosevelt, John Notman and Mr. Andrews acted as the committee of her property. Mr. Notman died last January, and since that time the Andrews and Roosevelt families have been at odds.

On Jan. 22, 1907, Charles Buckley Hubbell was appointed referee to pass on the questions at issue by Justice Davis, and Cornelius J. Sullivan was appointed special guardian of the incompetent.

Justice Davis made an order appointing Dr. Allan McLane Hamilton and Dr. Constantine J. MacGuire to visit and examine Mrs. Andrews for the purpose of determining her mental condition.

Regarding the visits of her husband, friends and relatives, the doctors say that the reception of visitors should be regulated by the physicians of the institution in whose charge she remains, and that the visits should be more restricted than at present. Under no circumstances should she be asked or urged to sign or copy written documents or letters of any kind, and that she should not be subjected to any annoyance or made a party to any family quarrel.

"On the part of Mr. and Mrs. Roosevelt," says Justice Dayton, "much opposition is manifested as to the continuance of Mr. Andrews as committee of the person of the incompetent. The proofs before me do not establish grounds for inheritance by the Court with the lawful relations of Mr. and Mrs. Andrews as husband and wife, except as may be necessary by her unfortunate malady. He is the natural custodian of her person and is presumptionly most deeply interested in her welfare and happiness.

Overrules Roosevelt.

With reference to the desire expressed by Mr. Andrews to retire as one of the committee of her estate, the Justice says that had Mr. Andrews not suggested his own retirement there would be no embarrassment in the removal of the surviving committee, but that Mr. Roosevelt declined to retire voluntarily on the ground that his doing so might be regarded as an admission.

"In substituting another in his place, the Justice says, "no reflection upon his character is intended, but his remaining tends to defeat the object of the trust—the promotion of the well-being, mentally and physically, of Mrs. Andrews, and, in my opinion, on the indubitable facts, this would fail were Mr. Roosevelt committee of the estate and Mr. Andrews committee of the person. The latter being entitled to continue, it follows that the former should be retired."

Justice Dayton appointed Sylvester J. O'Sullivan as the new committee of the property, and directs that all Mrs. Andrews's property be placed in his care.

The Court concludes by directing that the committee of Mrs. Andrews's person be paid $1,500 a month so long as the income of her estate shall not fall below $22,000 a year, out of which all expenses of her support and of the maintenance of the Madison avenue house are to be defrayed. Any balance remaining is to be turned over to the committee of her estate.

EIGHTY KILLED IS RECORD FOR SEASON IN THE ALPS.

ROME, Sept. 16.—The toll of summer victims of Alpine accidents is the heaviest ever recorded. Eighty persons were killed and 22 injured in 90 accidents this year, as against the previous record, 76 fatalities in 1906 in 71 accidents. Thirty-eight of the 80 persons killed were guides; 31 were persons spending vacations in the Alps and the remainder were native flower gatherers, &c.

Three-quarters of the fatalities were caused by falls over precipices. The others were due to avalanches, snow storms and lightning.

Huyler's

IS OWNED, CONTROLLED, OPERATED AND MANAGED BY THE SAME INTERESTS TODAY AS DURING THE PAST 30 YEARS

PURITY-QUALITY & FLAVOR

Watched more carefully than ever:

CHOCOLATES & BONBONS

Without an equal

CARAMELS

Of acknowledged superiority

ICE CREAM SODA

Served to Perfection at all our Stores

Don't forget that Box of Candy for your friends in the Country or going Abroad

STRIKE BECAUSE THE TYPEWRITER RAN THE OFFICE

Employees of Chambers Street Business House Want Pretty Widow Discharged.

The office staff of the firm of J. H. Law & Co., dealers in fancy shot guns and smokeless powder, at No. 75 Chambers street, went on strike to-day and the reason for the strike is traced to the influence of a pretty typewriter who sits at the proprietor's right hand.

J. L. Morris, the manager of the concern, who has been attached there for a dozen years, is one of the strikers, and it was at his word that the bookkeepers, salesmen and shipping clerks put on their hats and quit.

There has been trouble brewing in the house for many months and when after a consultation with the typewriter last Saturday Mr. Law announced that in future the office force would continue work until 3 P. M. instead of, as had been the time-honored custom the employees decided to act.

A Round Robin.

A very dignified and well-worded note was made up and signed by the manager and the following: Harry Langhams, bookkeeper; L. O. Bogert, salesman; Henry Wittel, shipping clerk; Jack Leary, assistant shipping clerk, and H. R. Linsenfelder, stenographer. The letter pleaded the absolute uselessness in keeping the offices open on a Saturday afternoon, alleging that the sales of such afternoon ever exceeded a few dollars.

Mr. Lau got the letter this morning, and calling in Manager Morris, he said that his decision had been made.

"All right then, we quit," said Morris.

"Well, quit," said Mr. Lau.

"Come on boys," said the Manager, and all hands went out.

Mr. Morris, who is a man past fifty had this to say about the concerted action of the employees:

Blames the Typewriter.

"You see the whole trouble is on account of the typewriter, Mrs. Ida W. Dickerson, whose influence with Mr. Law is such that we have found our positions unbearable. We are sure that he would not discharge her, so when this question of closing came up it gave us the opportunity we were looking for. Mr. Law senior who founded the house died in October 1904. Then Mrs. Dickerson, who was formerly employed with the Standard Oil Company, was here for a time before the elder Law died. He discharged her and less than 6 months after the elder Law's death the son and present head of the firm, Robbins Law, reengaged her and she has been an important factor in the business since then. When Mr. Law went to Europe this year he gave her power of attorney to sign all checks and her presence in the office has been much to my distaste and that of the other employees. We have quit and we will go back when Mrs. Dickerson is let out and not before.

Lau Nervous.

When Mr. Lau was seen he was in a very nervous condition and trembled visibly while he spoke.

"They've all got out," he said, "because I decided to keep the offer open until 3 P. M. Saturdays. I can easily fill their places. I would not take them back should they offer to work for nothing."

Mrs. Dickenson was seated nearby. On her fingers glistened several diamonds. She toyed with the keys of her typewriter and listened intently to all her employer was saying. The firm has been in business almost fifty years and is well known in the trade.

Mrs. Dickenson is about thirty years old. She is a widow and resides at No. 107 West Ninety-fourth street.

Remarkable for Quality and Condition

The prices of the Pianos in this Sale are alone enough to command the attendance of every intending piano purchaser within a radius of two hundred miles of New York.

But the great inducement of this offering—greater even than the prices—is **the extraordinarily fine condition** of the individual instruments.

The AEOLIAN CO. anhounces its

Annual Fall Sale of Exchanged

Pianos and Pianolas

Taken in Exchange for the Pianola Piano

TO appreciate fully the extent of this opportunity, you must understand how it is that these pianos happen to come into our hands to be resold.

Their owners relinquished them not because unsatisfactory in any detail, but **solely because they preferred the Pianola Piano** and were willing to pay the additional money which that wonderful instrument commands.

Thus it is that Aeolian Hall has become virtually a clearing-house for a grade of pianos that under *no other imaginable circumstances* would come into the open market, and *that are so far superior to the used pianos offered elsewhere as to make comparison impossible.*

UPRIGHTS	Original Price	Special Price
Weber	$840	$445
Weber	500	385
Weber	900	475
Weber	575	430
Weber	500	290
Weber	550	250
Chickering	700	395
Chickering	650	220
Chickering	550	225
Gabler	400	215
Gabler	450	190
Gabler	375	175
Gabler	400	180
Gabler	400	240
Gabler	450	290
Knabe	450	250
Knabe	750	325
Haselton	400	155
Haselton	400	155
Haselton	400	160
Haselton	500	200
Fischer	350	165
Fischer	425	300
Fischer	400	190
Fischer	400	185
Fischer	375	180
Haines Bros	380	170
Haines Bros	350	160
Haines Bros	325	155
Haines Bros	350	145
Haines Bros	350	165
Haines Bros	350	165
Wissner	350	200
Wissner	400	235
Wissner	450	235
Wissner	400	205
Wheelock	325	205
Wheelock	350	175
Bradbury	400	215
Bradbury	400	210
Emerson	375	195

UPRIGHTS	Original Price	Special Price
Steinway	$850	$460
Steinway	650	390
Steinway	750	425
Steinway	600	325
Steinway	500	235
Steinway (Vertegrand)	550	430
Steck	475	390
Steck	375	185
Steck	475	330
Steck	500	350
Steck	525	360
Kranich & Bach	450	225
Kranich & Bach	500	325
Kranich & Bach	450	215
Kranich & Bach	450	240
Hardman	500	300
Hardman	500	310
Hardman	450	275
Hardman	400	240
Hardman	450	225
Hallet & Davis	350	130
Hallet & Davis	500	245
Sterling	350	135
Sterling	350	145
Irving	250	140
Boothe Bros.	300	155
Bachmann & Son	300	165
Starr	325	155
Waters	350	155
Peck & Son	275	145
Bollermann & Son	325	165
Elas & Co.	325	140
Decker Bros.	475	195
Bush & Gerts	325	190
Rodda	275	90
Krell	350	170
Hans & Co.	400	170
Hans & Co.	400	160
Schoninger	350	155
Weser Bros.	275	145
Rice & Hinze	275	140
Schubert	275	135
Aeolian	250	80
Kimber	275	135

UPRIGHTS	Original Price	Special Price
Mason & Hamlin	$500	$195
Krell	350	155
Stieff	400	180
Pease	375	180
Pease	350	165
Behr Bros.	450	180
Behr Bros.	450	180
Decker & Son	325	155
Decker & Son	375	180
Schomacker	325	165
Whitney	300	145
Needham	300	155
Winterroth	275	145
McPhail	350	180
Standard	300	145
Stultz & Bauer	350	215
Munck	375	225
Luckenbach	275	135
James & Holstrom	275	130
Howard	275	155
Herlich	250	125
Leckerling	300	145
Taylor & Son	275	190
GRANDS		
Weber Parlor Grand	1000	395
Weber Parlor Grand	1000	340
Weber Parlor Grand	1000	390
Weber Small Grand	750	410
Weber Baby Grand	950	725
Weber Baby Grand	950	650
Weber Baby Grand	950	750
Steinway Baby Gr'd	750	395
Steinway Parlor Gr'd	1100	750
Steinway Baby Gr'd	900	500
Steck Concert Grand	1000	275
Steck Parlor Grand	900	525
Steck Demi Grand	650	500
Steck Baby Grand	750	425
Chickering Parlor Gr'd	1000	395
Chickering Parlor Gr'd	900	250
Chickering Parlor Gr'd	900	275
New England Baby Grand	700	260

Easy monthly payments will be accepted on all instruments in this Sale, moderate interest only being charged.

Exchanged Pianolas

$125 — **$12 down and $6 a month**

$150 — **$15 down and $7 a month**

THESE Pianolas are sold at a saving of $125 on the first Lot and $100 on the second Lot. They are in no sense worn out or undesirable instruments, but on the contrary carry *the same guarantee as absolutely new Pianolas.*

Every one of these instruments has been through our factory, worn parts placed, cases repolished, and each has passed the rigid examination of our inspectors.

There are only 25 Pianolas in the $125 Lot and 60 Pianolas in the $150 Lot, so that persons desiring to avail themselves of these exceptional terms on the "standard Piano-player of the world," are advised to act *At Once.*

Any Piano or Pianola in this Sale may be exchanged for a new instrument of our own make within three months, the full purchase price being allowed. Moderate interest on time payments.

THE AEOLIAN CO., AEOLIAN HALL, 362 Fifth Avenue near 34th St., New York

Two Blocks on Sixth Avenue.

O'Neill-Adams Co.

Established Forty Years

20th, 21st & 22d Streets.

A Group of Bargains for Tuesday

That Will Crowd Our Two Buildings to the Doors

In the Great "Home-Coming" Sale

It will repay you to read every item—the values are the best, particularly in New Fall and Winter Merchandise, that have ever been offered in New York. No mail or telephone orders accepted, and we reserve the right to limit quantities.

IN O'NEILL BLDG. ONLY

Silks

We will offer the best Black Dress Taffeta ever put on a retail counter in Greater New York at this price. This is a broad statement, but nevertheless it is true. Any one who purchases this Taffeta will agree with us. Full one yard wide.

$1.00 Value $1.65

IN O'NEILL BLDG. ONLY

Dress Goods

12,000 yards of Broadcloth and Thibet Cloth, in black and colors, at less than cost to make. Fifty-inch fine Chiffon Broadcloth and fifty-six inch all-wool Thibet Cloth. Regular $1.25 and $1.35 Dress Goods. Phenomenal values at price quoted.

69c Value to $1.35

IN O'NEILL BLDG. ONLY

Shoes

Two special styles, taken right from our regular stock. Women's Shoes, of vici kid skin, in button and lace, patent leather tip, new opera toe shapes, neat extension soles. Good value at $2.50 per pair. Sizes 2½ to 7, widths C, D and E.

$1.75 Value $2.50

IN EITHER BUILDING

Gloves

Women's long glace suede and chamois mousquetaire Gloves; clearance sale of odds and ends in long gloves; most of them are perfect, a few with slight defects, neatly repaired. They come in 8, 12, 16 and 20 button length.

$1.25 Value to $2.25

IN EITHER BUILDING

Laces

Great values in 18-inch Lace Allovers, comprising Chantilly, Oriental and fancy cotton lace effects, suitable for making yokes, guimpes, waists, etc. The actual value of these goods to-day is 79c per yard; note the special price to-morrow.

29c Value 79c

IN EITHER BUILDING

Underwear

Combination Sale of Women's Petticoats, Gowns, Chemise, Drawers and Corset Covers, all beautifully trimmed with lace, embroidery, insertings and ribbon. Newest Autumn models. Replenish your wardrobe for the season at exactly half regular price.

$1.25 Value $2.50

IN O'NEILL BLDG. ONLY

Millinery

Women's Ready-to-Wear Hats—Smart, up-to-date models, trimmed in a variety of Autumn colors; brown, navy, leather and black. These are hats that would command in the ordinary way from $5.00 to $7.00 each. Choice in this sale.

$3.50 Value $5 to $7

IN EITHER BUILDING

Net Waists

300 beautiful Net Waists, yoke and body of waist, front and back trimmed with Cluny lace insertion, yoke finished with Cluny medallion, Japanese sleeve, with three deep ruffles, edges with Val. lace, silk lined.

$2.95 Value $5.00

IN EITHER BUILDING

Dress Nets

3,000 yards of Chantilly Dress Nets, black and cream, in ring spots, floral designs and many small figured effects, in demand for making entire costumes, fancy lace waists, etc. Are good values in the regular way at $1.75 per yard.

79c Value $1.75

IN EITHER BUILDING

Petticoats

A splendid offering of Silk Petticoats for this sale. All the newest shades of eggplant, Copenhagen, brown, gun metal, green, navy, Alice blue, cerise, old rose, wine, golf-red, black, as well as the newest changeable Autumn colorings.

$4.00 Value $6.00

IN EITHER BUILDING

Handkerchiefs

We will offer the best value in men's All-Linen Handkerchiefs that it has ever been our good fortune to announce. Hemstitched, with embroidered initial, ½-inch hems, and a complete line of letters. Don't miss the chance.

12½c Value 17c

IN EITHER BUILDING

Silk Hose

Women's Stockings and Men's Half Hose, extra fine pure thread silk, sturdy quality, medium weight, with beautiful hand embroidered insteps on black. Pretty high-grade hosiery at a price that should induce you to buy them in half dozen or dozen lots.

$1.45 Value $2.50 to $4

IN EITHER BUILDING

Women's Coats

Women's new Fall Coats, made of fine black cheviot, Fall weight, 30 inches long, welt seams, double breasted, semi-fitted, lined with satin. Garments not likely to be offered at such a low price again this season.

$7.75 Value $12.00

IN EITHER BUILDING

Misses' Suits

Smart early Fall Suits for misses and young women, made of excellent quality cheviot and serge. Prince Chap and semi-fitted effects, full flaring kilt skirts, with bias fold of self material, jackets lined throughout with satin; all shades; sizes 14, 16 and 18 years.

$12.75 Value $25.00

IN EITHER BUILDING

Sheets

Extraordinary value in this offering of large double bed size Sheets, made of extra heavy bleached Sheeting, with centre seam. This sale will meet the popular demand, and economical women will lay in a supply to last through the winter.

49c Value 59c

IN EITHER BUILDING

Towels

A very special sale of splendid quality Union Linen Huckaback Towels, plain white or with neat red borders, hemmed ends. Remember that a value like this is exceedingly rare, and therefore no woman should purchase less than a half dozen at this low price.

12½c Value 16c

IN EITHER BUILDING

Women's Suits

Splendid new Fall Suits for women. Two models; one three-quarter fitted, single-breasted model, another semi-fitted, double breasted; smart mannish coats, perfectly tailored and lined with satin; side pleated skirts, new models, black and colors; also stripes.

$19.75 Value $30.00

IN EITHER BUILDING

Hosiery

Women's newest and best imported lisle thread Hosiery, in a one-day special sale. Plain and lace gauze, black lisle threads, with handsome hand-embroidered insteps or lace ankles, and plain black or tan silk lisles. All best 50c. numbers.

27c Value 50c

IN EITHER BUILDING

Boas

Marabout Boas, in black, natural and seal brown. They are 2½ yards long, with five strands. Just what you need for this season, and at a saving of $2.50. Value-knowing women will not pass this phenomenal bargain.

$4.50 Value $7.00

IN O'NEILL BLDG. ONLY

Ribbons

Fine quality Satin Finish Faille Ribbon, 5¼ inches wide; large assortment of colors. Suitable for millinery and dress trimming. Our regular price, 39c. Special for this sale only, 21c. yd. $2.00 per piece of 10 yds. You cannot afford to miss this opportunity.

21c Value 39c

IN EITHER BUILDING

Umbrellas

Twilled Silk Umbrellas, tape edge, made upon eight-rib paragon frames, handles of imported natural wood, with sterling silver trimmings, gun metal, cape horn, pearl, gold and sterling silver trimmed. 26-inch for women. 28-inch for men.

$2.45 Value $3.50

IN EITHER BUILDING

Silk Vests

Women's finest grade imported Swiss ribbed pure bright Silk Vests, low neck, sleeveless, most elaborate designs of hand crocheted yokes, in white, cream, pink, sky. Prices till now, $2.50 to $4.98 each; mostly the $3.75 kind.

$1.35 Values to $4.98

IN ADAMS BLDG. ONLY

Rugs

Chenille Rugs, size about 25x48 inches; reversible. They come in mixed reds, greens, blues and gold colorings, very pretty and durable, for use in bedrooms and halls. These are genuine bargains at the price quoted.

75c Value 98c

IN EITHER BUILDING

Blankets

At actually less than present cost. We will place on sale 260 pairs of large bed size white California Wool Blankets. Our regular $5.00 goods. Limit, two pairs to each customer. This is one of the best bargains in this group.

$3.85 Value $5.00

IN EITHER BUILDING

Hand Bags

One thousand Leather Hand Bags, in over one hundred new Fall models to select from. These splendid bags are leather and moire lined, one, two and three piece fittings. The price quoted is the lowest we have ever known for similar grade goods.

69c Value 95c

IN EITHER BUILDING

Dinner Sets

American Porcelain Dinner Sets, 115 pieces to the set. They have pretty border decorations and gold on each piece. These exceptionally fine dinner sets are warranted perfect in every respect. A chance to-morrow to buy them at about half price.

$9.50 Value $18.98

IN O'NEILL BLDG. ONLY

Frames

2,160 Gold Metal Photograph Frames, all sizes up to cabinet size, and in a good variety of shapes. We bought a manufacturer's over supply, and the collection presents frames valued as high as 75c. A great bargain.

14c Values to 75c

IN EITHER BUILDING

Cut Glass

An exceptional offering of fine Cut Glass. Bonbon or olive dishes, 5 and 6 inch sizes, with and without handles. Goods that we sell regularly at $1.19 to $1.50 each. These are great bargains, sure to be snapped up quickly.

75c Value to $1.50

IN EITHER BUILDING

Boxes

Matting Covered Boxes—An exceptional bargain offering. These useful Boxes are 28 inches long outside of cover, 18 inches wide and 14 inches high. A set of casters with each box. Our regular selling price is $3.50; choice to-morrow at just half.

$1.75 Value $3.50

IN EITHER BUILDING

China Closets

Golden Oak China Closets at a price that cannot be matched by any house in town. Made of solid oak, 72 inches high, 40 inches wide, with French plate mirror back. A very handsome piece of furniture at considerable saving.

$17.75 Value $22.50

IN EITHER BUILDING

Tables

Tuesday we will place on sale a very superior Extension Table, with quartered oak top and carved claw feet, thoroughly constructed and finished in excellent style. If you need one don't miss this chance to save a five-dollar bill.

$15 Value $20

IN EITHER BUILDING

Chafing Dishes

Fine nickel-plated Chafing Dishes, made of extra heavy copper, patent alcohol lamps. The kind we sell regularly the year round at $4.98. A bargain in housefurnishings that thrifty housekeepers will not want to miss.

$2.75 Value $4.98