METROPOLITAN SECURITIES COMPANY SUED

Receivers of City Railway Bring Action by Order of Judge Lacombe.

$2,797,000 IS INVOLVED.

Eleven Former Directors of the Corporation Are Also Named as Defendants.

Upon an order granted by United tates Judge Lacombe suit was brought to-day in the United States Circuit Court by Joline & Robinson, receivers of the New York City Railway Company, against the Metropolitan Securities Company and eleven of its former directors. The suit is to recover $2,797,200.

Judge Lacombe in a memorandum filed with the order granting leave to the receivers to begin this action said:

"The receivers in applying for leave to file the annexed bill have advised the Court that the defendants deny all liabilities in respect of the matters therein set forth, and have brought to their attention various facts on which it is claimed that, upon a proper accounting between the New York Railway Company and the Metropolitan Securities Company, the latter [illegible] be found to have made advances to the former largely in excess of any amount for which liability is asserted in the bill.

Upholds Receivers.

"It also appears taht the transactions in question were made the subject of an investigation by the State Railroad Commission in 1906, and that charges based thereon were dismissed by that tribunal. The conclusion of the receivers that there should, nevertheless, be a judicial determination of the important questions involved is a proper one, in view of the subsequent insolvency of the road, and it has the aproval of the Court.

"It is manifestly to the interest of all concerned that what ever defense is to be made or explanation offered in respect of transactions which have been the subject of considerable criticism should be presented in a judicial proceedings where the fullest investigation can be made and the rights and equities of all parties in interest adequately protected."

Lawyers Cravath, Henderson and Gersdorff to-day issued the following statement regarding the suit:

"This suit involves the accounting between the New York City Railway Company and the Metropolitan Securities Company which is the owner of every share of stock of the New York City Company, the individual defendants being the persons who were directors of both of these companies at the time of the transactions in question.

"The defendants are confident that there can be no recovery against the directors personally and that the suit involves only an adjustment of the accounts between the two corporations concerned. The transactions upon which the suit is brought are the same transactions which were investigated by the State Railroad Commission in 1906 with the results that the charges based thereon were dismissed."

LAW FAVORING LABOR DECLARED INVALID.

WASHINGTON, Jan. 27.—The constitutionality of the act of Congress of June 1, 1898, prohibiting railroad companies engaged in interstate commerce from discriminating against members of labor organizations in the matter of employment, was called into question by the case of William Adair vs. the United States, which was decided by the Supreme Court of the United States to-day, favorable to Adair.

The opinion was by Justice Harlan and held the law to be repugnant to the Constitution.

The Court held that Adair, as master mechanic of the Louisville and Nashville Railroad Company, had a right to discharge an employee because he was a member of a labor organization just as it was the employee's right to quit such employment because of his membership in such organization. Such a course, the decision added, might be unwise, but regarded as a mere matter of right, there could be no doubt Congress could not under the Constitution authorize a violation of contracts under the guise of protecting interstate commerce.

Justice McKenna delivered a dissenting opinion favorable to the law, in which he said the court's decision proceeds along very narrow lines.

STOCKS RALLY ON A BRISK DEMAND

Reading and Smelting, Best in the Market, Lead the List to Profitable Level.

A sluggish movement was in evidence at the opening of the stock market today, prices being mixed. While transactions generally were on a small scale, the first sale of U. S. Steel was of a block of 7,000 shares at a decline of 3-8, Mexican Central rose 5-8.

Later there was a rally in which Reading and Smelting were the leaders. Steady gains were made until the list averaged a point above the opening. Trading became brisk on the rise.

Delaware & Hudson rose 2 3-4, Reading 2 1-2, American Smelting 3 1-4, Chicago, St. Paul, Minneapolis & Omaha preferred and United Railways and Investment preferred 3, Great Northern preferred, Northern Pacific and American Sugar preferred 2, Amalgamated Copper 1 3-4, New York Central, Canadian Pacific, Union Pacific, U. S. Steel preferred and Brooklyn Transit 1 3-8 to 1 1-2, and many other stocks one or more.

The total sale of stocks were 650,700 shares, and of bonds $4,878,000.

The Closing Prices.

To-day's highest, lowest and last prices of stocks and of net changes, as compared with Saturday's final figures, are as follows:

	High.	Low.	Last.	Net ch'gs.
Amal. Copper	51½	49¾	50½	+ 1
Am. Car & Fdy.	30½	29¼	29⅝	— ⅛
Am. Ice Co.	18¾	18¾	18¾	— ¾
Am. Locomotive	37¾	36¾	36¾	+ ½
Am. Loco. pf.	90½	90	90½	+ ½
Am. Smelt. & Ref.	68¾	64⅝	66⅝	+ 1¾
Am. S. & Ref. pf.	91	90	91	+ ½
Am. Sugar	114⅝	113½	113½	
Am. Sugar pf.	114	114	114	+ 1¾
Am. Tob. Co. pf.	81½		81	+ 3
Anaconda Min.	33¾	32½	32½	+ ½
A., T. & S. F.	72⅝	71⅝	72¼	+ ½
Bal. & Ohio	58	57¾	57¾	+ ½
Brooklyn R. T.	46⅝	43¾	45¾	+ 1⅝
Can. Pacific	152	150	151½	+ 2
Ches. & Ohio	30	29⅝	29¾	+ ½
C., M. & St. P.	114½	111½	112¾	+ 1⅝
Chi. & NW.	149	146	148	+ 2½
Col. Fuel & Iron	20	19⅞	19⅞	+ ¼
Col. Southern	24⅝	24½	24⅝	
Consol. Gas	100½	100	100½	+ 1¼
Del. & Hud.	154¾	151¾	152¼	+ ¾
Erie	15½	15¼	15½	+ ⅜
Gen. Elec.	120⅝	120¼	120⅝	+ ⅝
Gt. Nor. pf.	123¼	121	122	+ 1½
Inter Met.	7⅛	7⅛	7⅛	+ ⅛
Inter Met. pf.	21½	21	21½	+ ⅜
Inter. Pump.	19⅝	18⅝	19	+ ⅝
Louis. & Nash.	98¼	98⅛	98⅛	+ 1⅛
Manhattan	125	124	125	+ 2
Mex. Central	19⅝	18½	19¼	+ 1⅝
M. K. & T.	23½	23⅛	23½	+ ¼
Mo. Pacific	44½	43½	43⅞	— ⅛
Nat. Lead	40½	38⅝	39½	+ ¾
N. J. Central	174	174	174	
North Am.	48	47	47	+ ½
N. Y. Airbrake	61⅝	60	61⅝	+ 3½
N. Y. Central	98¾	96⅞	97⅝	+ ⅞
Northern Pacific	129	126½	127¾	+ ¾
Ontario & Western	33¾	33½	33½	+ ½
Pacific Coast	90	88½	90	+ 1½
Pennsylvania	114⅛	112½	113	+ ¾
People Gas	85⅝	84⅝	85	+ ¼
Reading	104	100¼	103¾	+ ¾
Rock Island	14½	13¾	14¼	+ ¾
Rock Island pf.	28⅝	28⅛	28	+ ⅜
South. Pacific	75⅝	74	74½	+ ¼
South. Railway	11	11	11	+ ½
South. Ry. pf.	33½	33	33½	+ ¾
Texas Pacific	19¾	19¼	19¾	+ ½
Third Ave.	20	20	20	+ ½
Twin City R. T.	86½	86½	86½	
Union Pacific	124⅝	122⅝	122⅞	— ¾
U. S. Rubber	22	22	22	
U. S. Steel	28⅞	27⅞	28⅝	+ ½
U. S. Steel pf.	92¾	91¾	92	+ ¾
Utah Copper	25⅝	25	25	
Vir.-Car. Chem.	18	18	18	
Wabash pf.	16	16	16	+ ¼
Westing. E. & M.	45	45	45	

+ Advance. — Decline.

COURT REINSTATES CAPT. REYNOLDS

Police Capt. James G. Reynolds was reinstated by an order from Supreme Court Justice Maddox in Brooklyn today, following his application for a writ of mandamus against Police Commissioner Bingham ten days ago. Commissioner Bingham's only redress now is to the Appellate Division. Meantime Capt. Reynolds is returned to the salary of a captain.

BARGE GOES TO PIECES NEAR MONTAUK POINT.

AMAGANSETT, L. I., Jan. 27.—A big barge floated ashore off Heather Plain life saving station, about four miles from Montauk Point, to-day, and soon afterward went to pieces. There was no sign of life on board the craft when she struck.

A human leg was washed in here, and it is thought it may have been torn from the body of one of the crew. Capt. Clark Hedges, who is in charge of the life-saving station, with his men are on the lookout for bodies that may come ashore. The wrecked barge is supposed to be one of three that broke away from the tug Concord in the storm last Friday.

Swift & Company's sales of fresh beef in New York City for the week ending Saturday, Jan. 25, averaged 7.92 cents per pound.

20 FIREMEN HURT, ONE MISSING AT CHICAGO BLAZE

Many Narrow Escapes During Hard Battle With Flames While Storm Raged.

CHICAGO, Jan. 27.—One fireman is supposed to have been killed, more than a score of others were injured, and property valued at half a million dollars was destroyed in a fire which devasted the Mayer Building, a seven-story brick building, and the Hotel Florence, Nos. 163-167 Adams street, early to-day.

The fire broke out in the basement of the Mayer Building and spread so rapidly that when the first detachment of firemen arrived the entire building was in flames. A strong north wind swept the flames to the adjacent hotel building, and in a few minutes that structure also was a roaring furnace.

The walls and roofs of both structures collapsed about an hour later, carrying down with them an entire company of firemen. All except one, James Gallagher of Truck Company No. 1, were rescued. His body is believed to be in the ruins.

Twenty guests of the hotel, which was a four-story structure, were roused from their beds by policemen and firemen. All of the inmates are believed to have escaped.

A six-story building adjoining the hotel on the west caught fire and was partly gutted. It was occupied by six printing and two tailoring concerns, most of which suffered heavy damage.

ANOTHER MILLION DOLLAR BLAZE IN PORTLAND

Second in a Week Suspicious and Threatened Maine City's Business District.

PORTLAND, Me., Jan. 27.—Another million dollar blaze following that of last week threatened the business district of this city early to-day. The flames were kept confined to the block in which it started after almost ten hours' fighting by Portland's almost exhausted firemen, aided by men and apparatus from several outside cities, and favored by a light rain and shifts of wind.

The fire burned in the block occupied by Milliken, Cousens & Co. and A. F. Cox & Son, and it was here that practically all the damage was done, although nearby business houses were several times threatened by the flames and suffered somewhat from smoke and water.

The blaze started from some unknown cause in the wholesale dry goods house of Milliken, Cousens & Co., which is a branch of the large New York wholesale house of Deering, Milliken & Co., and it was in their half of the building that the greater part of the loss was sustained.

Several companies sustained extensive damage to their stock by smoke and water, notably the Parker, Thomas Company whose building was threatened many times by the flames, their loss being estimated at $100,000. An aggregate damage of $100,000 was caused by smoke and water to the nearby firms of Cook, Everath & Pennel Company, wholesale druggists; F. O. Bailey & Company, carriages; Lewis & Company wholesale clothiers; A. H. Berry & Company, boots and shoes; M. A. Waterhouse & Company, hardware dealers, and Russ, Eveleth & Ingalls, wholesale dry-goods dealers. The First National building caught fire several times but was saved.

FRENCH LINE'S PROGRESS.

At a recent reception to the personnel of the French line of steamers in Paris the President of the Compagnie Transatlantique Generale, M. Charlor-Roux, commented on the progress made in the last four years. The tonnage of the fleet has been increased 54,718 tons, with 52,000 tons additional now in course of construction, and there has been a decrease of 38 per cent. in the fixed charges. In 1903 the receipts amounted to $11,000,000. For 1907 they were $14,000,000.

ALASKAN RESOURCES.

Miss E. R. Steiner, Arctic Traveller, Will Lecture Tuesday Evening.

A lecture on "Alaska and Her Wonderful Resources," illustrated with moving pictures, will be given by Miss E. R. Steiner at St. James P. E. Church, St. James place and Lafayette avenue, Brooklyn, on Tuesday evening at 8.15 o'clock. Miss Steiner is well known as the discoverer of tin placer ore in Alaska and has travelled through that country for seven successive seasons. She will be assisted by several prominent Brooklyn soloists, who will render selections from Miss Steiner's own operatic compositions.

WATERS PIANOS

have been known for Sixty Years as standard high-grade pianos.

They are famous for their Fine Tone and solid construction and are warranted to be durable.

Let us send you our catalogue, with reduced prices and terms on our new 3-Year System, giving you 3 Years' time on a piano without interest.

No pianos so celebrated as the Waters are sold at such low prices and on such easy terms.

Call and see them or send postal for catalogue.

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134 Fifth Ave., near 18th Street.
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254 W. 125th St., near 8th Ave.

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¶ Armour's Extract of Beef---that's it exactly. All of that "smacking," savory taste of prime roast beef with none of the waste incidental to preparing it at home.

¶ Did you ever notice at soda fountains they have a flavor called "don't care," for people who don't *know* what they want? A majority of the different brands of Extract of Beef on sale to-day are cheap imitations noted for their "don't care" flavor. To avoid buying a "don't care" brand insist upon having Armour's Extract of Beef---the best Extract of the best Beef.

¶ We capture the taste---let the taste capture you. Try a jar to-day and see if it doesn't.

The best EXTRACT *of the* BEST BEEF

FREE. The beautiful Armour Art Calendar for 1908, titled "Old Fashioned Girls by Our Modern Artists," portrayed by Gilbert, Fisher, Hutt, Wenzell and Manning, sent free upon receipt of one metal cap from jar *Armour's Extract of Beef*, or for 25 cents. Address Armour & Company, Chicago.

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MEN'S AND WOMEN'S TWILLED SILK UMBRELLAS SOLD USUALLY FOR $5.00 TO-MORROW (TUESDAY), JAN. 28th - AT $2.85 EACH

CONSISTING OF 26 AND 28 INCH SIZES, WITH HANDLES IN VARIOUS NOVELTY STYLES.

MEN'S AND WOMEN'S LINEN HANDKERCHIEFS AT PRICES LOWER THAN USUAL, TO-MORROW (TUESDAY) AND WEDNESDAY, JAN. 28th & 29th, AS FOLLOWS:

MEN'S INITIALED LINEN HANDKERCHIEFS, SOLD USUALLY FOR $1.45 PER HALF DOZEN AT $1.00

WOMEN'S INITIALED LINEN HANDKERCHIEFS, SOLD USUALLY FOR 75c. PER HALF DOZEN AT 58c.

MEN'S PLAIN HEMSTITCHED LINEN HANDKERCHIEFS, SOLD USUALLY FOR $1.25 PER HALF DOZEN AT $1.00

WOMEN'S PLAIN HEMSTITCHED LINEN HANDKERCHIEFS, SOLD USUALLY FOR 75c. PER HALF DOZEN AT 58c.

WOMEN'S WHITE EMBROIDERED LINEN HANDKERCHIEFS, SOLD USUALLY FOR 25c. TO $1.00 EACH AT 15c., 25c. & 50c.

MEN'S AND CHILDREN'S HOSIERY, IN SPECIAL ASSORTMENTS, WILL BE ON SALE TO-MORROW (TUESDAY), JAN. 28th:

MEN'S FANCY COLORED AND EMBROIDERED BLACK LISLE THREAD HALF-HOSE, SOLD USUALLY FOR 50c. AT 32c. PER PAIR PER HALF DOZEN PAIRS, $1.75

CHILDREN'S RIBBED BLACK COTTON HOSE, $1.10 PER HALF DOZEN PAIRS.

BLACK DRESS MATERIAL COMPRISING 5,000 YARDS OF CHIFFON PANAMAS, 54 INCHES WIDE, SOLD USUALLY FOR $1.50 PER YARD, TO-MORROW (TUESDAY), JAN. 28th, AT 88c. PER YARD

34th Street, 35th Street and 5th Avenue.

Stern Brothers

To-morrow, Clearance Sale of Women's French Kid

Mousquetaire Gloves

Consisting of
12 Button Length Glace, in black, Regular Price $2.85 Pair, at $1.95
20 Button Length Glace, in black, white and tan, Regular Price $3.50 Pair, at 2.85
One Clasp Pique Glace, in colors and black, Regular Price $1.15 Pair, at 89c

Rich Cut Glass

At 33⅓ % Below Prevailing Prices

(On Third Floor)

Nappies,	$1.00, 1.25	Ice Tubs,	$2.75
Salad Bowls, 8 & 9 in,	1.95, 3.45	Orange Dishes,	$2.50, 3.35
Shallow Fruit Dishes,	2.35, 2.95	Water Jugs,	2.95, 4.75

Numerous Other Pieces in Various Shapes At Correspondingly Low Prices

Brass & Enamelled Bedsteads

Greatly Reduced to Close Out Discontinued Patterns.

BRASS BEDSTEADS, Round Tubing, $19.00 22.50, 30.00 Formerly $24.75, 30.00 and 38.00
WHITE ENAMELLED BEDSTEADS, $4.00, 5.25, 6.75 Formerly $5.00, 7.00 and 7.75
WOVEN WIRE SPRINGS, $3.50, 4.50, 6.50 Formerly $4.50 5.50 and 8.00
UPHOLSTERED BOX SPRINGS, $10.00, 12.50, 16.50 Formerly $12.50, 16.50 and 21.75

(THIRD FLOOR, ANNEX)

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LIBERAL CREDIT HOUSE

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A Home of Four Rooms Completely Furnished $125.00

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Will cost you so much pay;
But an Ad by the week
Will further seek
At a saving of cost, as it were.