

GAYNOR MAY PICK MOORE AS CHAMBERLAIN

ART IMPORTERS PAY FINE OF \$1,180,000

WEATHER—Fair to-night and Thursday.

WEATHER—Fair to-night and Thursday.

RACE RESULTS AND ENTRIES

SEE PAGE 2

The



World.

FINAL EDITION

"Circulation Books Open to All."

"Circulation Books Open to All."

PRICE ONE CENT.

Copyright, 1911, by The Cross Publishing Co. (The New York World).

NEW YORK, WEDNESDAY, MAY 3, 1911.

20 PAGES

PRICE ONE CENT.

DUVEENS PAY \$1,180,000 FINE AND STILL FACE POSSIBILITY OF PRISON

Also Chance of Knighthood for One Brother Is Nipped in the Bud.

\$50,000 TO INFORMER. "Squealer" May Get Big Reward, if Precedent of Sugar Frauds Applies.

Henry and Benjamin Duveen of the Fifth avenue art firm today paid to the United States Government \$1,180,000 in settlement of the suits brought against them for customs frauds. In addition to this civil penalty, the two brothers must stand trial for the crime of smuggling and, if convicted, face a two-year term in prison.

United States District Attorney Wise today announced that the criminal trial would be called the first Monday in October. Henry Duveen, who is abroad, is under \$25,000 bail, and Benjamin, who is in this country, is under \$10,000 bail.

The greatest loss to the Duveens is a title. They are citizens of England, and prior to their arrest for smuggling it was arranged that Henry J. Duveen should be knighted during the coronation festivities. The fact that he is now under indictment and faces a prison term for defrauding the United States Government has nipped his knighthood in the bud.

Joseph Lambert Payne, a former employee of Duveen Brothers, is one person who will profit by the misfortune of the art dealers. He furnished to the Government the evidence of the frauds and made possible the collection of the big penalties. Before District Attorney Wise today he made formal claim for the reward which is due him under the law, and the precedent established in the case of Parr and the Sugar Trust frauds.

The amount collected from Duveen Brothers is the second largest customs settlement ever made by the Government. Something over \$2,000,000 was collected from the Sugar Trust. In that case Richard Barr received a reward of \$100,000. In this case, Payne is not a Government agent and voluntarily gave his evidence. On the basis of the Parr reward, it is anticipated that Payne will get at least \$50,000.

Terms Long Ago Settled. Negotiations for the settlement with the Duveens have been going on for some time. On April 12 terms were agreed upon by District Attorney Wise, representing the Government, and John H. Stanfield and Samuel Untermyer for the Duveens. The money was deposited in the Sub Treasury on that day, and Mr. Wise recommended that the settlement be approved by the Treasury Department at Washington. Word was received today that the settlement had been approved, and the propriety of the Duveens held by the Government was released.

When Treasury agents raided the Fifth avenue art store antiques and art works valued at about \$600,000 were seized. These were returned to the art firm today. At the time of the raid books and papers furnishing the proof of undervaluation and frauds were also seized. These documents are still held by the Government to be used in the criminal action.

2,000 MOB STORK AND GREET BABY ON BRONX CORNER

Birthday Bird Surrounded by Host of Perambulator Pushers.

Mr. Stork drew a crowd of 2,000 people to the busy Bronx crossing at One Hundred and Forty-ninth street and Third avenue this afternoon, all of whom cheered mightily as Mrs. Margaret Sidenburg, twenty-five years old, of No. 41 East One Hundred and Fifty-seventh street, drove away in a Lohanna Hospital ambulance with a brand new ten-pound boy Sidenburg in her arms.

Mrs. Sidenburg, accompanied by her friend, Mrs. Anna Freeman of No. 1157 Washington avenue, was crossing Third avenue at One Hundred and Forty-ninth street when the shadow of Mr. Stork arose before her and startled her into a shriek. It was only a matter of seconds before a solid wall of baby carriages and volunteer nurses gathered about the young woman. Policeman George Vobel was sent scurrying for an ambulance.

The street was thronged, and by the time Mr. Stork had emptied his basket and flown away, the crowd had grown from hundreds to thousands. The circle of baby carriages grew and grew, until no curious male person pressed nearer than two hundred feet from the center. The ambulance surgeon had literally to climb over perambulators to reach the side of the young mother.

When he held up the new Sidenburg the thrilled concourse of people let out a mighty shout. The cheers continued after the ambulance drove away.

"JAKE" SHUBERT HELD FOR COURT ON GIRL'S CHARGE

Theatrical Manager's Witnesses Are Discredited by Magistrate Murphy.

Jacob J. Shubert, theatrical manager, was held for trial in Special Sessions in \$500 bail by Magistrate Murphy in the West Side Court today for assaulting Peggy Forbes, a prospective performer at the Winter Garden, of which Shubert is director. The case was called for the fourth time today.

Mr. Shubert at no time took the witness stand, though various postponements were asked to allow him to be present. When the case was called today and Magistrate Murphy announced the disposition of it, Mr. Shubert said:

"I hope that Your Honor has carefully read the papers before taking this action."

"The Court has," said Magistrate Murphy with no great gentleness of tone. "The Court is satisfied that of all the witnesses who have appeared here for Mr. Shubert, to testify that this girl attacked him, without provocation and that he acted in self-defense, only two are worthy of belief. These two admitted that they did not see or know anything about it. Mr. Shubert has shown not to appear in his own behalf and submit to cross-examination on this young woman's story. Next case."

DIVORCE NO BAR TO MILLIONAIRE'S DEVOTION TO WIFE

Archibald S. White of Cincinnati Bids Her Fond Farewell as She Sails Abroad.

GIVES HER PARTY, TOO. White as His Name, She Says, but Home Lacks Artistic Atmosphere She Wants.

Mrs. Olive Celeste Moore White, whose husband, Archibald S. White, a Cincinnati millionaire, sued her for divorce "for neglect of duty" two days ago, sailed for Europe today on the Mauretania. And her husband, whose recent attentions and devotion to her have been the gossip of their friends in Cincinnati and New York for ten days or more, was not only one of the band of friends who accompanied her to the Mauretania when she went aboard at midnight last night, but was at the ship today again just before sailing time for a last farewell.

"This partial disagreement between Mr. White and myself is not really a matter in which the public has any proper interest," said Mrs. White on the deck of the Mauretania today. "It is not a disagreement which would keep us from being the best of friends. Why should we not travel with me and why shouldn't he come down to see me off. He is a gentleman and always has been."

Things That Aren't True. "Some of the published statements about us are not true, however. It is not true that after he filed the papers in his suit against me in Cincinnati two days ago we came to New York and occupied adjoining apartments at the Plaza."

"We did come from Cincinnati on the same train. Mr. White had me registered at the Plaza under another name than my own because we wanted to avoid the notoriety which we feared might have followed us from Cincinnati on account of the divorce."

"But we did not have adjoining rooms, positively not. Mr. White was on the same floor with me, but a long way off."

"I want to say this for him, finally. He is the best man in the world. His name is White, he is white and nobody could be whiter to me than he has been."

"Our whole trouble is that I will not live in Cincinnati. I want a more artistic atmosphere. I want to travel. Life is not worth living for me in Cincinnati, even with Mr. White. His business interests and everything he cares for in life, except me, are right there in Cincinnati. He must stay there."

"I shall go to Paris and live there quietly, renewing old associations there, and shall probably go to London for the coronation. Probably I shall return to the United States in a year or so. No, I shall not go on the stage again. Not ever! Such a report is nonsensical."

Mrs. White once sang with the Bostonians. Devoted as Honeymooners. She laughed heartily when told of the story that people at the Plaza, who saw her with her husband and did not know that they had been married since June 2, 1905, thought that they were a bright couple on their honeymoon.

"It is no wonder," said Mrs. White. "Mr. White's devotion has always been just like that."

The Whites had been staying in New York at the Plaza most of this spring. They left for Cincinnati a week ago. There was no explanation of their sudden return to Cincinnati until the divorce papers were filed on Monday.

Cincinnati Millionaire and Wife Devoted While He Seeks Divorce



MOTHER IN FLAMES DRAGS HER BABIES FROM EXPLOSION

All Three, Blazing From Head to Foot, Rush From Brooklyn Paint Shop.

The startling spectacle of a mother, her clothing burning so fiercely that the flames completely enveloped her body, dragging her two small children whose clothes were also afire, was witnessed by persons who were passing No. 143 Fulton street, Brooklyn, at 3 o'clock this afternoon immediately following an explosion in the paint store on the ground floor of the four-story brick building at that number.

The woman was Mrs. Harry Gitelman, wife of the proprietor of the store, and the two children were Max, four years of age, and Rebecca, two years. Gitelman was out on a job and had left his wife in charge of the place. The woman and the two children were standing near a barrel of gasoline when it exploded in an unknown manner.

The gasoline fluid was sprayed over the three and the terrified woman, clutching her children, dragged the children through the store and out into the street. As she reached the sidewalk she fell prostrate. There is a harness store nearby and passers-by quickly obtained horse blankets with which they wound around the forms of the woman and the little ones, extinguishing the flames.

All three were taken to St. John's Hospital in an ambulance. Physicians said all would probably die, as they had inhaled fumes. The woman was terribly burned about the face and body. The force of the explosion hurled the child about the store and blew out the front windows. More than \$200 damage was done before the fire was extinguished.

JAILED "FOR LIFE," SWINDLER MISSING AS APPEAL WINS

Harry S. Bretton's Bailiff and Counsel Can't Produce Him for Short Sentence.

IS SOMEWHERE WEST. Mechanical Genius Busy With New Inventions While Out on Bail.

The handing down of a decision today by the Appellate Division of the Supreme Court upsetting a judgment of life imprisonment under the habitual criminals act developed the fact that Harry S. Bretton, for many months a prisoner in the Queens County Jail, but lately at liberty under bail, has disappeared. His bondsmen, his lawyer and his backers in a new business enterprise are searching for this sixty-year-old swindler and mechanical genius.

Bretton was an educated man, a civil engineer of ability, and an inventor of note. But he couldn't stay honest; it isn't of record that he ever tried very hard. He made a specialty of engaging gossiped-for some fictitious niece in Florida or California, and then escorting the women he lured to a railway station, he would borrow their money on some pretext and desert them there.

He served Mathilde Raux in this fashion at Long Island City, after getting her savings—\$50 away from her. He was caught in Manhattan.

Ordered to Prison for Life. On his trial he pleaded guilty to grand larceny in the second degree as a second offense. But when County Judge Humphrey came to sentence him it developed that he had served some time in half the State prisons in the Union. Thereupon the Judge ordered him to Sing Sing for life as a habitual criminal. The old man's lawyer, Moses Sachs, appealed on the ground that, as his client had confessed his guilt, he could not be given more than the maximum punishment for the particular crime for which he was indicted.

While Bretton was in jail, awaiting a decision, he invented an airplane and a motor, both of which are believed to be practical. Some wealthy persons interested themselves in his behalf and Mrs. Maud Van Buren Holme, a wealthy widow of Edgemere, L. I., was induced to go on his bail for \$5,000.

Former Sheriff H. S. Harvey, William H. Dennis and other wealthy men of Queens County formed a stock company to develop Bretton's invention under the name of the American Auto and Safety Company, and Bretton, calling himself Dr. Mathews to hide his identity, was installed in a factory on Oak street in Richmond Hill.

Today word was received that the Appellate Division had upheld his attorney's contention and Sachs, as counsel, and Mrs. Holme as surety, were ordered to surrender Bretton so that Judge Humphrey might sentence him to a term of five years at Sing Sing.

"DEATH AVENUE" BILL PASSED BY THE SENATE.

Vote of 39 to 4 for Measure Compelling New York Central to Eliminate Grade Crossings.

ALBANY, May 3.—The Senate today, by a vote of 39 to 4, passed the "Death Avenue" bill, which seeks to compel the city of New York and the New York Central Railroad to bring about some arrangement for eliminating grade crossings on Eleventh avenue, New York City. The measure was supported by its introducer, Senator McManus, who appealed to the body to pass the bill in order to stop the maiming and killing of people. He claimed that there have been 20,000 and 25,000 victims within the past ten years.

Senator McManus and his colleagues opposed the measure on the ground that it involves the expenditure of a great deal of money and that the bill would be a burden on the city and the railroad is now in the hands of the Court of Appeals.

GAYNOR LETS HYDE GO; ROBERT R. MOORE MAY BE NAMED FOR PLACE

Mayor, in Accepting Indicted Chamberlain's Resignation, Regrets That He Must Be "Sacrificed Even for the Time Being."

URNS TO RUNNING MATE IN MAYORALTY CAMPAIGN.

Whitman May Employ Some Noted Republican Lawyer to Take Charge of the Prosecution.

Mayor Gaynor accepted the resignation of his nephew, Charles H. Hyde, from the office of City Chamberlain with the greatest reluctance today. In fact, his attitude, as expressed in his letter to Mr. Hyde, was such as to prompt that indicted official to hasten to forward another resignation.

In answering Mr. Hyde's first communication the Mayor spoke of the regret with which he would accept the resignation and announced his intention of appointing a successor to his nephew "if you insist." Mr. Hyde thereupon insisted.

It is anticipated that the Mayor will possibly appoint Robert R. Moore, president of the Commercial Trust of New York at No. 1451 Broadway, to succeed Mr. Hyde. Mr. Moore was the Tammany candidate for Comptroller, on the Gaynor ticket in the campaign of 1909, and both the Mayor and Mr. Hyde hold him in high regard.

SCORES TO-DAY NATIONAL LEAGUE.

AT BROOKLYN.

GIANTS—	1 0 0 0	—
BROOKLYN—	0 0 0 0	—
Batteries—	Raymond and Wilson; Tucker and Bergen.	

AT PHILADELPHIA.

BOSTON—	1 0 0 0	—
PHILADELPHIA—	0 0 0 1	—
Batteries—	Pfeffer and Graham; Heibe and Eskin.	

AMERICAN LEAGUE.

AT NEW YORK.		
ATHLETICS—	0 3	—
HIGHLANDERS—	2 0	—
Batteries—	Coombs and Livingstone; Pletcher andweeney.	

AT BOSTON.

WASHINGTON—	0 1 0 1 0	—
BOSTON—	1 0 2 0 0	—
Batteries—	Gronow and Street; Page and Nunnaker.	

HORSES DROP INTO SUBWAY.

They Are Killed and Men on Seat of Hearse Have Close Call.

A slender beam, used in bracing a fence at the excavation for the subway, at Fourth avenue and Thirty-seventh street, Brooklyn, probably saved the lives of Undertaker Melville Roach and his driver, John Connors.

Both were on a hearse. One of the horses became frightened and plunged toward the fence, which gave way, and both horses fell into the excavation, thirty-five feet. They were instantly killed.

The hearse struck a scullery, and the horses were suspended with Roach and Connors set breathless. The beam held the wagon, the harness broke and the horses plunged to their death.

"The harness squeak I ever want to have," said Roach when he found his breath.

Recently, in speaking of the subway situation, Mayor Gaynor volunteered the opinion that if Mr. Moore had been elected Comptroller instead of William A. Prendergast and Mr. Galvin had been elected President of the Board of Aldermen instead of John Purroy Mitchell, the construction of subways would now be under way.

Hyde's Letter. Mr. Hyde's letter of resignation follows: City of New York, Office of the Chamberlain, May 2, 1911.

Sir: On Jan. 3, 1910, you appointed me Chamberlain. For more than twenty years I had been associated with you, and while I appreciated the confidence which you desire to appoint me implied, you knew it was much against my wish that I accepted the office. Last June when my health was seriously threatened I wanted to resign, but you would not hear of it. I have devoted my energies to the faithful performance of my duties, and hope that I have been of some service to you.

I have handled over \$500,000,000 in the sixteen months I have been in office, and have dealt with more than 150 banks on behalf of the city, to say nothing of all the other transactions involved in the work of the office, without criticism from anybody and without the suggestion of even a favor granted me in return; yet for three months a campaign has been waged against me by certain political enemies and their newspaper allies, the result of which is that to-day I find myself under the humiliating necessity of answering to an indictment which has been found against me.

I feel that under these circumstances I must resign. As my resignation, under the law, cannot take effect until the appointment of my successor, I ask that you appoint him as early as possible. I regret the circumstance, and while I feel confident that it will only be a short time until the whole conspiracy is laid bare, I think I am taking the proper course now. Respectfully yours, CHARLES H. HYDE, Chamberlain.

Mr. WILLIAM J. GAYNOR, Mayor. Mayor Gaynor's Reply. The Mayor's letter accepting the resignation of Mr. Hyde was as follows: City of New York, Office of the Mayor, May 3, 1911.

Dear Mr. Hyde: On getting home late last night I found your unexpected letter of