AUSTRIA GIVES PLEDGE TO U. S. TO QUIT U-BOAT ATROCITIES

Punishes Commander of Submarine Which Torpedoed the Ancona, and Promises to Pay Indemnity.

LONDON, Dec. 31.—The Austrian reply to the second American note on the Ancona states that the commander of the Austrian submarine has been punished for not sufficiently taking account of the panic aboard the Ancona, which rendered disembarkation more difficult. Indemnity is offered for the American lives lost. The Austrian reply is forwarded to Reuter's Telegram Company from Vienna by way of Amsterdam, as follows:

"VIENNA, Dec. 29.—In reply to the second American Ancona note, the Austro-Hungarian Government fully agrees with the Washington Cabinet that the sacred laws of humanity should be taken into account also in war and emphasizes that it, in the course of this war, has given numerous proofs of the most humane feelings.

"The Austro-Hungarian Government, too, can positively concur in the principle that enemy private vessels, so far as they do not flee or offer resistance, shall not be destroyed before the persons aboard are secured.

"The assurance that the United States Government attaches value to the maintenance of the existing good relations between Austria-Hungary and the United States is warmly reciprocated by the Austro-Hungarian Government, which now, as heretofore, is anxious to render these relations still more cordial.

[The Austro-Hungarian Government then communicates the results of the inquiry into the sinking of the Ancona, which was recently concluded.]

"The inquiry showed that the commander of the submarine from a great distance, in the first instance, fired a warning shot on the steamer, sighted at 11.40 o'clock in the forenoon, which he at first believed to be a transport steamer, at the same time giving a signal for the vessel to stop.

"As the steamer failed to stop, and tried to escape, the submarine gave chase and fired sixteen shells at the steamer, of which three were observed to hit. The steamer only stopped after the third hit, whereupon the commander ceased firing.

"Already during the flight, it is declared, when at full speed, the steamer dropped several boats filled with people, which at once capsized. After the steamer stopped the commander of the submarine observed that six boats were fully manned, and they speedily rowed away from the steamer.

"Approaching nearer, the commander of the submarine saw that a great panic prevailed aboard the steamer and that he had before him the passenger vessel Ancona, on account of which he gave those aboard more time than was necessary to leave the vessel in lifeboats.

"At least ten lifeboats were still aboard, which would have more than sufficed to rescue the persons still on the vessel, but as no other preparations were made to hoist out the boats the commander decided, after the expiration of forty-five minutes, to torpedo the vessel in such a manner that it ought to remain afloat for a still longer time, in order to leave sufficient opportunity for the people still aboard to be rescued.

"Shortly afterward a steamer became visible, which steamed toward the submarine. As the commander of the submarine, who believed the steamer to be an enemy cruiser, had to reckon with an attack, he submerged at 12.35, firing a torpedo into the foremost cargo hold of the Ancona. No more boats aboard the vessel were lowered, although persons were still visible aboard.

"The steamer sank so slowly that the submarine commander at first doubted whether the steamer would sink. Only at 1.20 o'clock did it sink, bow first.

"During these further forty-five minutes all the persons aboard could have easily been saved with the available boats. From the circumstances that this did not occur, the commander concluded that the crew, contrary to all the rules of the sea, accomplished their own rescue in the first boats and left the passengers to themselves.

"The entire loss of life cannot be attributed in the first instance to the sinking of the vessel, but in some degree to the dropping of the first boats while the steamer was proceeding at full speed and to the fact that the crew only thought of their own safety and did not rescue the passengers from the capsized boats, though also to the shells which hit the fleeing vessel. But the death of the persons drowned with the sinking vessel must, above all, be ascribed to the "culpable behavior" of the crew.

[The Austrian reply then states that the American note in several points is based on incorrect suppositions, and describes as incorrect that a shell was at once fired; that the submarine, on pursuit, overtook the steamer; that only a short time was allowed for those aboard to enter the boats, and that several shots were fired on the steamer even after it had stopped.]

"The commander of the submarine allowed the steamer more time than was necessary for the passengers to take to the boats and then torpedoed the vessel in such a manner that it would remain afloat as long as possible to enable the passengers to disembark, an object which would have been attained if the passengers had not been forsaken by the crew.

"Fully appreciating the attitude of the commander, who had in view the rescue of the passengers and crew, the Austro-Hungarian naval authorities have arrived at the conclusion that he apparently neglected to take sufficiently into consideration the panic among the passengers, which rendered disembarkation more difficult, and the the spirit of the regulations that Austro-Hungarian naval officers should refuse assistance to no one in distress, even an enemy. The officer was therefore punished for violating the instructions embodied in the rules in force in such cases.

"The Austro-Hungarian Government does not hesitate in view of the circumstances to draw the appropriate conclusion concerning the indemnifying of American citizens affected by the sinking of the prize, but for the damage caused by the doubtlessly justified firing on the fleeing vessel the Austro-Hungarian Government cannot well be made responsible, or for the damage which resulted from the incorrect disembarkation or the capsizing of the lowered boats before the torpedo was fired.

"The Austro-Hungarian Government must suppose that the Washington Cabinet is able and willing to communicate to the Austro-Hungarian Cabinet the necessary information referring thereto, but in case appropriate evidence is lacking and the United States Government should not have knowledge of the particulars of how the American citizens came to grief, the Austro-Hungarian Government, in consideration of the incident, which from a humane standpoint is deeply to be regretted, and guided by the desire once more to manifest its friendly feelings toward the United States, is ready and prepared to pass lightly over this deficiency of evidence and also to indemnify for damages, the approximate cause of which could not be fixed.

"Hoping that the Ancona incident can now be regarded as cleared up, the Austro-Hungarian Government makes provision to submit for discussion at a later moment those difficult international questions which are connected with submarine warfare."

AUSTRIA'S PLEDGE WILL MAKE BREAK VERY IMPROBABLE

(Continued from First Page.)

had been made toward complete settlement. The German envoy appeared in high spirits.

Although officials reserved comment to-day there was a relaxation of the tension which has been evident.

Officials were especially elated over the fact that Austria went even further than the United States demands—by giving assurances for future conduct of her submarine warfare according to international law in the following phrase:

"The Austro-Hungarian Government, too, can positively concur in the principle that enemy private vessels, so far as they do not flee or offer resistance, shall not be destroyed before the persons aboard are secured."

This, in State Department officials' opinion, is the most important and far-reaching concession made by Austria, a pledge even more definite than yet secured from Germany for legal conduct of submarine warfare. The Austrian assurances apply to all "enemy ships," and come direct from the Austrian Government, while the only pledge from Germany is the note of Ambassador Bernstorff, and that is applicable only to "liners" and not all ships.

Postmaster General Burleson said if cabled reports of the note are correct the President has secured satisfaction in the matter.

"They state they have punished the submarine commander, according to these reports, assure us that there will be no repetition of such attacks and promise indemnity. That's about all that could be asked," Burleson said.

Chairman Flood of the House Foreign Affairs Committee declared Austria's reply not only makes a breach of relations improbable, but, far better, insures Austria's future observance of international law.

"The developments are most gratifying," said Flood. "Austria's response is not only satisfactory but generous. I believe there is scarcely any possibility of unfriendly results from the Ancona incident. The President has secured substantial compliance with our demands and Austria has even gone further in guaranteeing future proper conduct of her submarine operations."

BRITISH TROOPS LAND AT NEW PORT ON GRECIAN COAST

Army Put Ashore From the Aegean Sea Near the Border of Roumania.

BULGARS DEFEAT SERBS.

Overwhelm Them and Italian Allies in Albania, Says a Berlin Report.

BERLIN, (by wireless to Sayville) Dec. 31.—A report that British troops have been landed on the Greek Coast near Kavala was given out to-day by the Overseas News Agency, which says its information was obtained from the Secolo of Milan.

[Kavala is on the Northern Coast of the Aegean Sea, near the Bulgarian border. It is about thirty miles east of Worfano, at which point, it was reported from London last night, the British have landed troops sent from Salonica. The intent of these operations, presumably, is to checkmate any attempts to advance on Salonica across the Bulgarian border.]

Defeat of the Serbians, who apparently had been reinforced by Italians, after a three-day battle in central Albania is reported by the Overseas News Agency, which says it received its information from French and Italian sources. The battle is said to have taken place between El Bassan and Mirat. The Serbians were well provided with ammunition and food supplies and had some light artillery but no heavy guns.

"For three days," the News Agency says, "fighting was continued violently. According to Italian reports the Serbians were almost annihilated. The Bulgarians continue to advance."

ROME, Dec. 31.—Greece has addressed a formal protest to the allies against the seizure of diplomatic representatives of the Central Powers by Anglo-French military commanders at Salonica, according to Athens advices to-day.

The news has created great excitement in diplomatic circles in Athens.

KAISER JUST HAS A BOIL, AUTHORITATIVE REPORT

Keeps to His Room Because of the Weather—Gets Usual Reports and Continues to Work.

LONDON, Dec. 31.—A wireless despatch from Berlin says the Norddeutsche Allegemeine Zeitung gives confirmation from an authoritative source of the report that Emperor William is suffering from a boil. The Emperor is not confined to bed. His affection is described as harmless.

"The unsettled weather makes it appear advisable that the Emperor should keep to his room for a few days," the message continues. "His work has not been interrupted. He receives his reports daily in the usual way."

NO MOVE FOR PEACE MADE BY GERMANY

Berlin Foreign Office Repudiates the Terms Circulated by the Wolff Bureau.

BERLIN (via wireless to Sayville, L. I.), Dec. 31.—The German Foreign Office to-day took cognizance of the new peace reports inspired by the publication of a programme of possible terms in a Zurich newspaper.

Baron Mumm von Schwarzenstein, special adviser at the Foreign Office, denied emphatically that Germany is manoeuvring for peace.

AUSTRIA GIVES WAY, BRITISH PRESS VIEW OF THE ANCONA NOTE.

LONDON, Dec. 31.—The Austrian reply to the United States appears in this afternoon's newspapers under the heading "Austria Gives Way," or similar words. The passages concerning punishment of the commander of the submarine which sank the Ancona and the indemnification of Americans are featured in the headings, some of which characterize Austria's statements in regard to the conduct of the Ancona's crew as "impudent."

Only One "Bromo Quinine."
To get the genuine, call for full name, LAXATIVE BROMO QUININE. Look for signature of E. W. GROVE. Cures a Cold in One Day. 25c.—Adrt.

Three Demands Made by the U. S. And How Austria Has Met Them

In the first note of the United States to Austria, dated Dec. 6, Secretary Lansing said: "As the good relations of the two countries must rest upon a common regard for law and humanity, the Government of the United States cannot be expected to do otherwise than to demand

(1) That the Imperial and Royal Government denounce the sinking of the Ancona as an illegal and indefensible act.

[In answer Austria says: "The Austro-Hungarian Government, too, can positively concur in the principle that enemy private vessels, so far as they do not flee or offer resistance, shall not be destroyed before the persons aboard are secured."]

(2) That the officer who perpetrated the deed be punished.

[In answer the Austrian note says: "Fully appreciating the attitude of the Commander, who had in view the rescue of the passengers and crew, the Austro-Hungarian naval authorities have arrived at the conclusion that he apparently neglected to take sufficiently into consideration the panic among the passengers, which rendered disembarkation more difficult, and the spirit of the regulations that Austro-Hungarian officers should refuse assistance to no one in distress, even an enemy. The officer was therefore punished for violating the instructions embodied in the rules in force for such cases."]

(3) That reparation by the payment of an indemnity be made for the citizens of the United States who were killed or injured by the attack on the vessel.

[In answer the Austrian note says: "In case appropriate evidence is lacking and the United States Government should not have knowledge of the particulars of how the American citizens came to grief, the Austro-Hungarian Government, in consideration of the incident, which from a humane standpoint is deeply to be regretted, and guided by the desire once more to manifest its friendly feelings toward the United States, is ready and perpared to pass lightly over this deficiency of evidence and also to indemnify for damages, the proximate cause of which could not be fixed."]

WALL STREET.

Public interest responded to the satisfactory reply from Austria and commission house business at the opening was in large volume. There was also active buying by room traders representing covering of shorts, and the joint result was a spirited overnight advance, the gains amounting to a point and more in many active issues. U. S. Steel opened with 12,000 shares at prices from 89 to 89 1-2, a gain of 2 points. Petroleum stocks were strong and active. Copper issues advanced on rise in price of the metal. Tennessee gained 2 7-8 to 64 1-2. Railroad stocks joined the advance, led by St. Paul, which rose from 97 7-8 to 101 1-8. At noon activity was slightly less, but gains were still maintained. Oil stock showed the greatest advance, Mexican selling at 120 5-8, was up 6 3-8 points. Smelters, at 108 7-8, was up 4 3-8 points at 1 o'clock.

Market closed active and strong at top prices for most issues and new high records for Mexican Petroleum, American Smelters and some others.

Closing Quotations.
With net changes from previous closing.

	High.	Low.	Clos.	Net Ch'ges.
Allis-Chalmers	31⅞	31	31⅞	+⅞
*Allis-Chalmers pf	83	81	81	
Am. Agr. Chem	72⅞	71⅞	72⅞	+½
Am. Beet Sugar	70	69	70	+1⅞
Am. Car & Fdy	78⅞	78	78⅞	+1⅞
Am. Can	61⅞	60⅞	61	+⅞
Am. Coal Prods	158	157	157⅞	+1
Am. Hide & Leather	56⅞	55⅞	56⅞	+2⅞
Am. Ice Sec.	29⅞	29⅞	29⅞	+⅞
Am. Linseed	25	24⅞	24⅞	+⅞
Am. Loco	69⅞	68⅞	69⅞	+⅞
Am. Smelt. & R.	109⅞	108	108⅞	+3⅞
Am. Smelt. & R. pf	112⅞	111⅞	112⅞	+1⅞
Am. Steel Fdy	62	61⅞	62	+1⅞
Am. Sugar	115⅞	114⅞	115	+⅞
*Am. Tel. & Tel.	127⅞	127	127⅞	
Am. Woolen Co.	50	47⅞	48⅞	+⅞
Anaconda Mining	91⅞	89⅞	91⅞	+2⅞
Atch., Top. & S. F.	108⅞	108	108⅞	+⅞
Baldwin Locomotive	119⅞	117⅞	118	+1⅞
Baltimore & Ohio	96	95	95⅞	+1⅞
Bethlehem Steel	460	455	460⅞	+8
Brooklyn R. Transit	88⅞	88	88⅞	+⅞
California Petroleum	28⅞	25⅞	28	+1
Cal. Petroleum pf	80	77⅞	78⅞	+⅞
Central Leather	54⅞	54	54⅞	+⅞
Canadian Pacific	184⅞	182⅞	183	+1⅞
Cons. Prod. Co.	21	20⅞	20⅞	+1⅞
Chesapeake & Ohio	64⅞	63⅞	64⅞	+1⅞
Chi., Mil. & St. P.	101⅞	98⅞	100⅞	+2
C., R. I. & P.	18⅞	17⅞	18	+⅞
Chino Copper	55⅞	54⅞	55⅞	+⅞
Col. Fuel & Iron	53⅞	52⅞	53⅞	+⅞
Crucible Steel	73⅞	72⅞	73	
Crucible Steel pf	111	110⅞	111	+2
Dist. Sec. Corp.	48⅞	46	48⅞	+1
Erie	44	43⅞	44	+⅞
Erie 1st pf	59⅞	58⅞	59	+⅞
Erie 2d pf	54⅞	52⅞	54⅞	+1⅞
F. W. Woolworth	119⅞	118⅞	119	+⅞
General Electric	174⅞	173⅞	174⅞	+1⅞
General Motors Co.	500	490	500	+25
Goodrich (B. F.)	75⅞	75⅞	75⅞	+⅞
Great North. pf	127⅞	126⅞	127⅞	+1⅞
*Guggenheim Ex.	23⅞	22	23⅞	
Great Nor. Ore	51⅞	50⅞	51⅞	+1⅞
Inspiration Copper	46⅞	45	46	+⅞
Inter. Paper pf	50⅞	50	50⅞	+⅞
Inter. Nickel	198	196	198	+3
Kan. City South	32⅞	32	32	+⅞
Kan. City South. pf	64⅞	64⅞	64⅞	
Lackawanna Steel	81⅞	80⅞	81	+1
Lehigh Valley	82⅞	81⅞	82⅞	+1⅞
Mer. Marine ct.	29⅞	28⅞	29⅞	+1⅞
Mer. Marine pf. ct.	76⅞	74⅞	76⅞	+2⅞
Maxwell Motor	76⅞	75⅞	76⅞	+1⅞
Maxwell Motor 1pf.	93⅞	93	93⅞	+1
Maxwell Motor 2pf.	57	56⅞	56⅞	+⅞
Mexican Petroleum	124⅞	115⅞	123	+8⅞
Mex. Petroleum pf.	104⅞	99⅞	104⅞	+4⅞
Miami Copper	29⅞	28⅞	29	+1⅞
National Lead	67	65⅞	66	+1⅞
Nevada Consolidated	16⅞	16⅞	16⅞	+⅞
Norfolk & Western	122⅞	121⅞	121⅞	
New York Airbrake	138	135	140⅞	+2⅞
New York Central	110⅞	109⅞	110⅞	+1⅞
N. Y., N. H. & H.	77⅞	76	77	+1
Northern Pacific	118⅞	117⅞	118	+1
Pennsylvania R. R.	50⅞	50	50⅞	+⅞
Pitts. Coal Co.	35⅞	35⅞	35⅞	
Ray Con. Copper	25⅞	25⅞	25⅞	+⅞
Reading	85⅞	85⅞	85⅞	+1⅞
Rep. Steel	55⅞	55⅞	55⅞	+1⅞
Sloss-Sheffield	63⅞	63	63⅞	+⅞
Southern Pacific	104⅞	103⅞	103⅞	+1⅞
Southern Railway	24⅞	23⅞	24	+1
Stand. Milling Co.	96	90	96	+6
Studebaker Co.	168⅞	167⅞	167⅞	+1⅞
Tenn. Copper	64⅞	63	63⅞	+⅞
Texas Company	235⅞	232⅞	233	
Third Avenue	60⅞	59⅞	60⅞	+⅞
United Fruit	148⅞	148	148	+1
Union Pacific	139⅞	139	139⅞	+1⅞
U. S. Ind. Alcohol	131⅞	128⅞	129⅞	+3⅞
U. S. Rubber	56⅞	55⅞	56⅞	+1⅞
U. S. Steel	89⅞	88⅞	89	+1⅞
U. S. Steel, pf	117	116⅞	117	+1⅞
Utah Copper	81⅞	80⅞	81⅞	+1⅞
Va.-Car. Chem.	50	49	49⅞	+⅞
Western Maryland	31⅞	31	31⅞	+⅞
West'se E. & M.	70	69	69⅞	
Western Un. Tel.	86⅞	85⅞	86⅞	+⅞
Wisconsin Central	38	37⅞	37⅞	+⅞

*Ex dividend.
Total sales, 964,501.

ITEMS FOR INVESTORS.

Bids for $5,360,000 4 per cent. 30-year Philadelphia bonds ranged from 101.25 to 102.2978.

Chesapeake and Ohio—November gross earnings increased $1,113,546. Net increased $652,649. Five months gross increased $3,049,445. Net increased $2,103,818.

Copper agencies quote the metal for delivery in the first three months of 1916 from 22 3-4 to 23 cents per pound.

Singer Sewing Machine Company—Quarterly dividend of 2 per cent. payable to-day.

Mohawk Mining Company—Dividend of $7 payable Feb. 1.

New York Central system, November gross earnings increased $7,398,789. Net after tax increased $6,546,211. Eleven months' net after tax for all lines increased $25,669,579.

OSBORNE AVERTS SING SING RIOT AS KIRCHWEY GOES IN

(Continued from First Page.)

mediately took the oath of office before a Prison Department notary, filed a $50,000 surety bond and left for Sing Sing on an early afternoon train to assume his duties.

In announcing that the commission contained no qualifications, Supt. Riley said he considered as equivalent to a resignation Mr. Osborne's letter of last night, in which he requested a leave of absence pending his trial on indictments charging neglect of duty and immorality.

"There cannot be two Wardens of the same prison," Riley said. "Therefore, the appointment was made unqualifiedly. If Osborne ever is to serve as Warden of Sing Sing again he must be reappointed."

"I recognize that the first big step in prison reform was Mr. Osborne's institution of the Mutual Welfare League, and its system of self government and responsibility," Mr. Kirchwey declared. "I count as the next important step the placing of prison industries on a rational and efficient basis. The root of prison reform and prison administration is to place the industries on such a basis that the prisoners will lead lives of industry, rather than lives of shocking and demoralizing indolence. My idea is to have the inmates work all day long, cheerfully and energetically, so that they may get the great moral benefit from such work."

NEW ORLEANS ENTRIES.

NEW ORLEANS, La., Dec. 31.—The entries for to-morrow's races are as follows:

FIRST RACE—Selling; purse $400; three-year-olds and upward; one mile and seventy yards.—*Nigaloo, 105; Fly Home, 107; Col. Ashmeade, 110; Luke Van Zandt, 110; Chilton King, 110; Laird o' Kirkcaldy, 110; Armor, 110; Brian Boru, 110; Sesom, 113.

SECOND RACE—Purse $400; two-year-olds; three furlongs.—*Norumbega, 115, bf. Star Shoot—Noreen, G. L. Cochran; †Wistful, 115 ch. f. Star Shoot—Wistful, G. A. Cochran; Sang Blue, 115, ch. g., Tom Bowers—O Co Co, F. J. Poss; Wall Street, 115, ch. g., Prospero—Josie Lell, G. W. Scott; Cash Up, 118, b. c., Tim Payne—El Saboro, C. T. Worthington; Capt. Fredericks, 118, b. c., Salvation—La Cerita, H. O. Oom stock; George C. Love, 118, b. c., Peter of Day—Eveline, J. W. Schoer; Cousin Bob, 118, ch. c., Dick Finnell—Kirstie, Hodge & Roberts; Eden Park, 115, br. f., Maria Santa—Serpentaria, J. J. Marklein.

†Cochran entry.

THIRD RACE—Selling; purse $400; four-year-olds and upward; one mile and seventy yards.—*Pleasure Ville, 102; *Helen M., 103; *Miss Dancles, 103; African Beau, 107; El Pato, 113; Trovato, 113; York Lad, 113; Batwa, 113; Galion, 116.

FOURTH RACE—The New Year's Handicap; purse $700; three-year-olds and upward; one mile.—(b) Celesta, 118; (b) Star Shooter, 101; (c) Ambrose, 103; (c) J. J., 111; Lilla, 101; Crumpy, 99; Marion Gossby, 101; Dr. Larrick, 102; Gold Crest Boy, 104; Father Riley, 104; Indolence, 100; Benihimal, 107.

(b) Nevada Stable entry. (c) Marvin Stable entry.

FIFTH RACE—Selling; four-year-olds and upward; purse $400; one mile and a sixteenth.—*Reno, 106; *Beau Peep, 108; Dude, 109; Supreme, 113; Transport, 113; Bartwood, 118.

SIXTH RACE—Selling; three-year-olds and upward; purse $600; one mile and twenty yards.—Luck B., 93; *Anna Brazel, 94; *Dick Williams, 96; *Shrapnel, 96; *Volant, 110; Marshon, 111; Irish Gentleman, 117.

*Apprentice allowance. Track fast.

CHICAGO WHEAT AND CORN MARKETS.

WHEAT.

Thursday's Close.		Open.	High.	Low.	Close.	Net Ch'ges.
124⅞	Dec.	125⅞	127⅞	120⅞	120⅞	—4⅞
127⅞	May	128⅞	129⅞	125	125⅞	—2
118⅞	July	119⅞	120	116⅞	117⅞	—1⅞

CORN.

Thursday's Close.		Open.	High.	Low.	Close.	Net Ch'ges.
73½	Dec.	74	75	71⅞	71⅞	—2⅞
77⅞	May	77⅞	78	76⅞	76⅞	—⅞

NEW YORK COTTON EXCHANGE.

	Open.	High.	Low.	Last.
Jan.	12.19	12.25	12.19	12.23
March	12.41	12.52	12.41	12.48
May	12.67	12.75	12.67	12.69
July	12.82	12.89	12.82	12.86
Oct.	12.47	12.51	12.45	12.49

Market closed steady, 10 to 13 points up.

SPECIAL NOTICES.

ASK FOR and GET
HORLICK'S
THE ORIGINAL
MALTED MILK
Cheap substitutes cost YOU same price.

MOTTOLA TRIED ON CHARGE ARISING FROM PLOT

Clerk Says He Paid Money to Detective-Sergeant at Various Times.

Detective Sergeant Otto Mottola, attached to the Warrant Squad at Police Headquarters, but now under suspension, accused of having received money from alleged conspirators implicated in the recent disclosures of German plots, was to-day placed on trial before Deputy Commissioner Dunham on a charge of violating the rules of the department. It is alleged Mottola made a false official statement to Inspector John J. Cray, when questioned regarding his alleged connection with the German plotters.

The principal witness against him was Frederick J. Metzler of No. 101 Reservoir Avenue, Jersey City Heights, the nineteen-year-old clerk in the Bureau of Investigation of the Hamburg-American Line, who figured in the revelations that resulted in the indictment of Paul Koenig, manager of the bureau, on a conspiracy charge.

Cross-examination of Metzler by Alfred J. Talley, attorney for Mottola, brought out the fact that since Dec. 17 Metzler has been under constant surveillance by agents of the Department of Justice, being guarded as a witness at the Government's expense.

Metzler testified, when questioned by Deputy Commissioner Dunham, that he had often seen Mottola at the offices of the Hamburg-American Bureau of Investigation. He had known Mottola, he said, for two and a half years, not only under that name, but also as Antonio Morino and Antonio Salvatore. He said he could recall only one payment of cash made personally to Mottola, that being early last November. He said he had, however, frequently made out vouchers payable to "Morino" and "Salvatore."

Inspector Cray testified as to Mottola's denials to him that he had given Koenig a private telephone number or received money from him. Attorney Talley sprung a surprise on the Inspector by showing him that the supposedly secret telephone number of the Detective Bureau had been listed in the telephone book since last October.

Metzler said he hoped to win immunity from the Government through his testimony, but that no promises had been made him.

Mottola took the stand and made a general denial of all Metzler's charges. All his visits to Koenig's office, he said, had been on official police business in connection with the recovery of property that had been stolen from the Hamburg-American Line.

On motion of Attorney Talley, Deputy Commissioner Dunham dismissed two of the specific charges against Mottola, namely, that he had given Koenig the private telephone number of the Detective Bureau and that he had ben promised money by Koenig and Metzler. He refused, however, to dismiss the charge that Mottola had received money from Metzler.

"DOPEY BENNY" SENTENCED.

District Attorney Says Gang Leader Has Reformed.

Benjamin Fein, for years a terror among the gangsters of the East Side, under the name of "Dopey Benny," was sentenced to serve two months in the penitentiary by Justice Wadhaus to-day. Fein pleaded guilty last summer to attempted extortion from an association of East Side butchers, who charged him with threatening them with violence if they did not pay his bill of $500 for the services of his band in fighting a strike of their employees.

District Attorney Perkins asked for a suspended sentence for Fein, saying he was convinced Fein had reformed and would live straight hereafter. Fein had given the authorities a mass of information which had been instrumental in striking a severe blow to lawlessness in the East Side, Mr. Perkins said. As Fein is an ex-convict a suspended sentence was impossible.

CAN'T RECOVER $20,000 BAIL.

Cornelia Storrs Went Flower's Bond and Her Estate Loses.

Executors of the estate of the late Cornelia Storrs, whose husband was Deputy Comptroller for thirty years, cannot recover $20,000 from the city. That sum was forfeited when Dr. Richard C. Flower, for years a fugitive from justice, disappeared from the city in 1904 under five indictments charging grand larceny.

When Flower was arrested Mrs. Storrs went on his bail and the next day he disappeared. Last year he was discovered living in seclusion in Toronto and was extradited. Justice Platzek in deciding against the executors declares that the public welfare is promoted by the prompt indictment of an offender and in this case the absence of the defendant robbed the people of certain rights.

Straus Names Secretary.

Chairman Straus, of the Public Service Commission, to-day appointed Godfrey Goldmark of No. 243 West Ninety-eighth Street, Manhattan, his private secretary. Mr. Goldmark is a member of the firm of Steele, De Friese & Steele, No. 32 Liberty Street, and is co-author of several text books on corporation law. He is thirty-four, a graduate of Cornell and a lawyer. His duties in Chairman Straus's office will begin the middle of next week. The salary is $4,200 a year.

Vice Chancellor Emery Resigns.

TRENTON, N. J., Dec. 31.—Chancellor Walker to-day accepted the resignation of Vice Chancellor John R. Emery of Morristown, as a member of the Court of Chancery. Mr. Emery is seventy-three years old and has served three terms of seven years each as a member of the court. Ill-health is the cause of the resignation.

Tries to Blind Himself Because He Blinded Wife.

JACKSONVILLE, Fla., Dec. 31.—F. F. Dense, formerly a movie actor, pierced both his eyes with a pin to make himself blind. He is confined in the county jail here for the alleged shooting of his wife three weeks ago.

The bullet blinded her. Dense declared he wished to put himself in the same condition.

FIRE SWEEPS A ROW OF HEMPSTEAD STORES WITH LOSS OF $175,000

Manhattan Business Men Stay to Fight Blaze and Nearby Towns Give Aid, Too.

(Special to The Evening World.)

HEMPSTEAD, L. I., Dec. 31.—Fire caused a loss of about $175,000 here this morning when a row of frame stores on the south side of Front Street, west of Little Main Street, burned. It was the first big fire that Hempstead has known. Volunteer firemen, many of whom are Brooklyn and Manhattan business men, remained in town to fight the blaze for several hours.

Fire Chief Nicholas, a wholesale jeweller of Manhattan, and Eugene P. Parsons, village clerk, led the fire-fighters.

Calls for assistance were sent to Freeport, Mineola and Roosevelt and this aid came promptly, scores of the firemen coming behind the apparatus in automobiles.

The principal losses were: Carman R. Lush, druggist, stock and store, $20,000; John Schfartz, haberdashery stock, $5,000; Mme. Annette's, building and stock, $45,000; E. J. Pray Company, butcher's stock and building, $12,000.

The New Year's Dinner flavored with "Eddys" Sauce is a feast.

"Eddys" Sauce is the relish that gives it the smack.

"Eddys" BRAND OLD ENGLISH STYLE Sauce

At Grocers and Delicatessen Stores, 10c

Made by E. Pritchard, 331 Spring St., N.Y.

New York's Leading Victrola Stores
Landay Bros. Inc.
4 Stores
Victor Factory Distributors • Telephone Murray Hill 5200

563 Fifth Avenue, Cor. 46th Street
23 West 42d Street, Between 5th & 6th Aves.
427 Fifth Avenue, Between 38th & 39th Sts.
27 West 34th Street, Between 5th & 6th Aves.

Every Victrola and every Victor Record always in stock. Come to Landay, the Victrola specialists, for best service.

BUTTER PEANUT BRITTLE—Pure, Rich, Open Kettle, New Orleans Molasses; big, plump, full flavored, fresh roasted Virginia Peanuts; Pure Dairy Butter; and Confectioner's Sugar tell the whole story. POUND BOX 13c

CANDY
PENNY A POUND PROFIT

CHOCOLATE ITALIAN CREAMS—Rich, Bitter-Sweet Chocolate Jackets; delicious centres of Vanilla flavored melting Sugar Cream; a treat without a peer. POUND BOX 30c

Happy New Year, Everybody!
Loft Candy Will Make Your New Year Calls Doubly Welcome

Fashion Notes: The Correct Outfit for an up-to-the-minute New Year Caller.

AS the last few straggling sands are filtering through the hour glass of Old Daddy Time, we desire to extend to you, one and all, the cheerliest greetings which the season affords, and in wishing you the Happiest New Year you have ever known, we wish also to express our straight-from-the-heart appreciation for your loyal friendship and co-operation, which have made it possible for us to wind up the Old Year with the record business of our entire career. Again—We thank you.

Special for Friday

VANILLA CREAMED FILBERTS—The finest of the Fall Nut crop. Each centred in a dainty shell of vanilla flavored Sugar Cream. POUND BOX 10c

5 Pounds of Manhattan Mixed Comprising French Creams, Bonbons, Caramels, Chocolate Covered Sweets, etc., together with 100 EACH ROSE AND FRINGE MOTTO PAPERS AND SUFFICIENT QUANTITY OF CATCHY VERSES FOR SAME. ALL COMPLETE FOR THE SUM OF. 78c

The New Year Gift Packages de Luxe

GOLD SEAL CHOCOLATES or an assortment of Bonbons and Chocolates—The masterpiece of LOFT all-around Candy excellence that places this assortment at the head of the class in candy-lore. The careful attention given to arrangement and packing, the beauty of the package itself, richly decked out in Holiday colors, combine in making this AN IDEAL GIFT PACKAGE. PRICES $2.00, $3.00, $5.00 and 1.00

PROGRESSIVE CHOCOLATE: or an assortment of Bonbons and Chocolates—The package that will make your New Year calls doubly welcome. Everything the heart can wish in "Class A" Sweets—QUALITY, VARIETY, STYLE—three requisites which discriminating candy lovers demand. The package is one of which we never tire of telling about. It is of a circular shape, richly embossed, and decorated in green and gold. Price, Per Package, Complete ..... $3.00, $2.00 and 1.00

Special 5 Pounds of Eureka Mixed WITH MOTTO PAPERS AND VERSES
Consisting of a select assortment of Caramels, Nougat, French Creams, Bonbons, Silver Sticks, Assorted Chocolates, etc., together with 100 EACH ROSE AND FRINGE MOTTO PAPERS, WITH SUFFICIENT QUANTITY OF CATCHY VERSES, ALL COMPLETE FOR YOUR NEW YEAR'S PARTY. Price, Complete 95c

Extra Specials for Friday

ASSORTED HARD CANDIES — Satisfaction, Pillows, Blossoms, Buttercups, Fruit Rock, Straws, Twists, Carts & many others, put up in beautifully lacquered metal container. Only reg. 25c goods. EXTRA SPECIAL. POUND TIN 19c

MILK CHOCOLATE COVERED MALAGA GRAPES — The juices are as sweet as honey, and every grape a mouthful. Imagine them plunged in rich cream and smothered in coverings of our Incomparable Premium MILK Chocolate. Our reg. 30c goods. EXTRA SPECIAL. POUND BOX 29c

We Also Offer
MILK CHOCOLATE ASSORTED FRESH FRUITS—Choice fresh fruits, comprising Pineapple, Grapes, Tangerines, Bananas, Plums, Cherries, many others, first submerged in Fondant Cream, then covered with our Celebrated Milk Chocolate. POUND BOX 39c

Our Stores Will Remain Open To-Night Per the Following Schedule:
54 BARCLAY STREET Open to-night till 10
29 CORTLANDT STREET Open to-night till 12
PARK ROW & NASSAU ST. Open to-night till 12
400 BROOME STREET Open to-night till 10
38 EAST 23RD STREET Open to-night till 12
472 FULTON ST., B'KLYN Open to-night till 12
206 BROADWAY Open to-night till 12
147 NASSAU STREET Open to-night till 8
266 WEST 125TH STREET Open to-night till 12
23 WEST 34TH STREET Open to-night till 12
149TH ST. & THIRD AVE. Open to-night till 12
157 MARKET ST., Newark Open to-night till 12
Loft 12 Stores
The specified weight includes the container in each case.

HIGH GRADE BONBONS, CHOCOLATES and PINEAPPLE GLACE
Or an assortment