UNTERMYER ATTACKS.

ASSAILS NEW YORK LIFE.

Issues Statement That Company Is "Within Criminal Law."

Samuel Untermyer, the international policyholders' committee's counsel, in the first statement issued since his return from Europe, declared yesterday that the present administration of the New York Life had "brought itself within the criminal law"; charged the company with wholesale "trickery" abroad, and said also that "decent men will be able to breathe easier when a few of the leaders in the present insurance confidence game . . . have been safely lodged in jail." He says in part:

The requirement that the lists be open for inspection and copy at the principal agency in each country has been deliberately made a farce and nullity by what looks like preconcerted design. In no instance was a policyholders' committee given access to the lists or an opportunity to reach the policyholders. The agents had their friends and sub-agents put in prior applications, so that in some instances it would have taken a year after the election was over to copy the lists. Similar tactics were resorted to in England, France, Germany and Austria. Our foreign committees were finally forced to get their lists from America. In some of the countries they were found to be so illegible and inaccurate as to be worthless. Outside of England it is estimated that fully one-half the foreign policyholders (except friends of the agents, who could be reached by them, but not by us) are disfranchised.

Mr. Untermyer says that Superintendent Kelsey "ought to be disciplined for the part he has played," asserting that Mr. Kelsey "was repeatedly appealed to, but in vain, to stop the squandering by the present managements of the policyholders' money on campaign literature," his only reply being that the committee might sue to recover the money after the elections.

The New York Life, Mr. Untermyer alleges, with the policyholders' money, "waged a contest . . . to prevent the copying of the lists, which the law expressly charged them to make public."

As the outcome, says counsel, the New York Life has succeeded in preventing the committee from obtaining the lists in time.

Notwithstanding this, should Mr. Kelsey "do his duty," Mr. Untermyer predicts that "the policyholders will win in both companies."

Mr. Untermyer intimates that the relations between J. P. Morgan & Co. and the steamship interests with which Herr Wiegand is identified were responsible for the defection of the German committee.

The Mutual Life Policyholders' Association made public yesterday resolutions passed by the executive committee of the Tennessee policyholders of mutual life companies severely criticising the Mutual Life for its dismissal of Colonel Biscoe Hindman, and commending Colonel Hindman's stand against the agency committee "composed of Henry H. Rogers . . . and four other McCurdy trustees," and urging policyholders to vote against the administration ticket. Colonel A. M. Shook, one of the international committeemen alleged to have been "conscripted" on the administration ticket, is the chairman of this Tennessee committee.

Commissioner Barry, of Michigan, has told Manager Spence at Detroit, that the Mutual Life's charter will be revoked in Michigan if it be found that "policyholders' money is being used to boom the administration ticket." Mr. Barry's announcement followed charges made by Frederick O. Paige, the company's ex-manager at Detroit, that the Mutual Life was paying A. W. Leed a monthly salary, with the understanding that he was to obtain and pay agents to canvass for the administration ticket.

POLICYHOLDERS SUE.

Want Safety Fund of Hartford Life Distributed.

Hartford, Conn., Oct. 22.—Policyholders of the Hartford Life Insurance Company have pooled their interests and brought suit against the stockholders of the company to compel the distribution of a safety fund of $1,000,000 among them. The plaintiffs allege the fund is being paid out in dividends, for the erection of buildings and for other purposes of benefit to the stockholders. The insurance company and the Security Trust Company, of this city, with which this safety fund was originally deposited, were attached in the sum of $1,000,000 this afternoon by the Sheriff and a receiver asked for. The suit is returnable in the Superior Court at New Haven on November 6.

The Hartford Life Insurance Company, which ceased active business in 1899, was organized on the stockholding plan in 1867, but since 1899 has continued to collect premiums on outstanding policies, it having then $99,000,000 in risks on its books. Prior to 1880 the company put in operation a plan of assessment life insurance, known as the safety fund plan, by which $3 was collected on each $1,000 of insurance and put into a fund, which, when it reached $1,000,000, was to be distributed among the policyholders.

According to a circular issued by the company to promote the writing of insurance, this safety fund was to be applied immediately to the payment of the face value of every policy outstanding should the insurance in force fall below $1,000,000.

The plaintiffs assert that since 1899, when the company ceased writing new business, the safety fund has belonged to the policyholders for distribution among them. They say that instead of distributing the fund among them the company has continued to levy demands for mortuary dues and assessments with the intention of forcing the policyholders to let their policies lapse and leave the stockholders in undisputed possession of the safety fund and other assets.

According to the writ, the company holds that the fund does not belong to the policyholders, and that it has the right to demand assessments and dues without limit even after the insurance in force has been reduced below $1,000,000. If these are not paid, the company, it is alleged, holds that the policyholders will have forfeited all rights to the fund and the stockholders will then appropriate it for their own benefit.

It is further alleged that the company's officers have received benefits from fraudulent transactions, and that they have wrongfully concealed the true condition of the company.

NEGRO EVADED LYNCHERS.

Disguised as Coachman, He Was Safely Conveyed to Penitentiary.

Montgomery, Ala., Oct. 22.—Disguised as a coachman for a prominent citizen, Herman Thompson, a Negro, who on Friday attempted to assault Callie Belle Cain, a white child, escaped lynching by armed men, who have been scouring Alabama for him, and he is now serving a twenty years' sentence at Pratt Mines Penitentiary.

This afternoon the Negro, in the guise of a coachman, was slipped into the Mongomery City Court room, and pleaded guilty to the crime. He then drove a private carriage to the station, where he was put on a special train for Pratt Mines. Since the crime was committed Thompson had been in hiding, carefully guarded by deputy sheriffs. In order to take him to the courthouse in safety and thence to the train, a citizen consented to have him installed temporarily as coachman. The Negro was glad to accept the job, and made no attempt to escape.

CONSULAR SERVICE PAYS FOR ITSELF.

Washington, Oct. 22.—The annual report of the auditor for the State and other departments shows that for the first time in sixteen years the consular fees received by the government exceed the expenditures of the Consular Service. In 1890 the fees received exceeded the expenditures by $7,605. The following year, however, the expenditures exceeded the receipts by $117,066, and in 1898 the excess of expenditures was $502,000. In the last year, however, the excess of receipts over expenditures was $49,722.

LOTOS CLUBHOUSE SOLD.

Jacob Neadle the Purchaser—Will Not Take Possession Until 1908.

Jacob Neadle yesterday became the owner of the Lotos Club, Nos. 556 and 558 Fifth avenue, a parcel 50 by 100 feet, as the committee which was recently empowered by the club to perfect the overtures for the sale of the property accepted his offer. He gets the property for a little over $750,000, which is about $500,000 more than the club paid for the premises about fourteen years ago. These figures

THE LOTOS CLUB,
w. 556 and 558 Fifth avenue, sold yesterday to Jacob Neadle, a real estate operator, through Chambers & Veiller, for a little more than $750,000.

nearly show the phenomenal rise in values since the 90's in what is now the leading high class retail shopping district of the city. Chambers & Veiller were the brokers in the transaction.

Mr. Neadle was not the only bidder. There were several offers, and the lowest bid was not much less than that of the fortunate bidder. On January 15, 1908, the buyer will get possession of the property, by which time a new home for the club will be ready for occupancy. The club intends to expend about $250,000 for such a home in a nearby side street, leaving some $500,000 for its bank account. It formerly occupied a building at the northeast corner of 21st street and Fifth avenue.

Mr. Neadle has been active in the real estate market for some years.

SAVED FAR OUT AT SEA.

Four Men, Carried to Mobile, Saw Many Others Drown.

Mobile, Ala., Oct. 22.—The Mallory liner Colorado, which arrived in port to-day, had as passengers Joseph Melson, Charles Olsen, Charles Anderson and Otto Brink, who were picked up at sea on Saturday morning, ninety miles off Key West. Melson says he saw seventy-nine men drowned from a houseboat which was wrecked off Long Key, Fla., in last week's storm. The four men found by the Colorado's crew were standing on a raft, made out of six logs, and were in the water waist deep at the time.

Melson said he and the other men were on a houseboat at Long Key when the hurricane struck them and blew the boat out to sea. It soon went to pieces, and out of the 125 persons on board, seventy-nine were drowned right before his eyes. The other forty-two have since been taken into Jacksonville, Fla. The men suffered terrible hardships. The men say that the loss of life was heavier off Long Key than any other point. The men were employed by the Florida East Coast Railway on their extension work through the Florida swamps from Miami to Key West.

FEW ASSETS AT HAVANA.

Silveira's Partner Denies Reported Solvency of Firm.

Havana, Oct. 22.—Señor Silveira's partner denied to-day a report from Caracas, Venezuela, that Silveira left the firm solvent, with $1,500,000 assets against liabilities of $700,000. His partner says that Silveira left nothing with which to meet the firm's obligations, and that after making unsuccessful efforts to get loans from two Havana banks Silveira took with him $63,000 in cash. The firm, the partner added, would pay all its obligations and then go into liquidation.

Captain Anderson, of the Carmelina, says that when the vessel was three miles off the Cuban coast Silveira ordered him to change his course for Venezuela, giving political reasons. Prior to complying the captain called the mate of the steamer to witness a document to this effect. Captain Anderson was surprised on arriving here to learn of the charges against Silveira.

SILVEIRA'S FRIENDS STAND BY HIM.

Do Not Believe Havana Banker Guilty of Wrongdoing.

The cable advices yesterday from Caracas, telling of the arrival there of Manuel Silveira, of Havana, lately agent for J. M. Ceballos & Co., of this city, caused no surprise here. It was reported a few days ago that the alleged embezzler had arrived at Puerto Cabello on the steamer Carmelina, proceeding thence to the Venezuelan capital.

The denial of Silveira, however, that he was guilty of the defalcations charged against him, caused considerable interest and comment. His friends here, who have all along believed that a grave mistake had been made, are now more than ever convinced that a wrong has been done him. Silveira acknowledges a debt of $700,000 to J. M. Ceballos & Co., but says that he left his firm at Havana solvent, with $1,500,000 assets to cover his debt to Ceballos & Co.

At the office of the latter firm it was said yesterday that, owing to the peculiarities of the Spanish laws in effect in Cuba, it might not be possible to obtain an order permitting an examination of the books of Silveira's firm to prove or disprove his statement. At any rate, the preparations to extradite Silveira have apparently been abandoned. The Havana banker said that he had taken the trip to Venezuela only for his health.

CANNOT EXTRADITE SILVEIRA.

Washington, Oct. 22.—The United States can take no steps to bring about the extradition of Silveira, the Cuban banker wanted in Havana and now said to be in Caracas, Venezuela. There is no extradition treaty between the Republic of Cuba and Venezuela, and the United States cannot interfere in any way in the case, according to State Department officials, who insist that the relations of this government to Cuba are not such as to justify American participation in any movement to have Silveira extradited. Consequently, Governor Magoon of Cuba may ask President Castro of Venezuela to permit Silveira to be taken by Cuban authorities, but the outcome is dependent entirely upon the will of President Castro.

PENNSYLVANIA LIBEL CASE.

Fusion Candidate for Governor Gives Bail to Answer Charge.

Philadelphia, Oct. 22.—The fusion candidate for Governor of Pennsylvania, Lewis Emery, jr., for whom a warrant was obtained on Saturday by State Senator James P. McNichol, of this city, on a charge of criminal libel, to-day entered bail through an attorney before a magistrate in the sum of $2,500. No date was set for a hearing, which will be held at a time to be designated by Mr. Emery. The latter did not appear at the magistrate's office. Rudolph Blankenburg, prominent in reform circles and a county commissioner of Philadelphia, signed the bail bond.

In a speech delivered at Lebanon, Penn., a week ago Mr. Emery charged Senator McNichol with bribing five Democratic members of the Legislature in 1901 in the interest of the election of Marshall as Speaker of the House of Representatives.

SAVED DOCTOR FROM PAUPER'S GRAVE.

The wife and son of Thomas E. Cone, who died in Bellevue Hospital last Thursday, saved his body from burial in Potter's Field yesterday. They live at No. 842 Flatbush avenue, Brooklyn. They said Cone had been a prosperous physician, but had left home some time ago, after some trouble there.

SNOW STOPS TRAFFIC.

Twenty Inches Falls at Denver—Storm of Much Severity.

Denver, Oct. 22.—Snow, wind and cold extended over nearly the entire country between the Rocky Mountains and the Missouri River to-day, causing heavy losses of livestock and of late fruit. Telegraph wires were prostrated and railroad schedules disarranged.

The storm is almost unprecedented for severity at this season of the year, and takes rank, according to the Weather Bureau, with the snowfall on April 22 and 23, 1885. Up to 6 o'clock this evening about twenty inches of snow had fallen in Denver. Much of this snow melted soon. While the temperature on the plains has fluctuated from 20 to 30 above zero, it has been much colder at higher altitudes. At Corona, the highest point on the new Moffat Railroad, 2 degrees below zero was reported early to-day.

At Emery Gap, on the Colorado Southern Railroad, snow drifted nine feet deep and traffic was tied up to-day. Two rotary snow ploughs were sent out to open the roads. A Santa Fe train was derailed between Wagon Mound and Springer, N. M., last night, and the road was blocked for several hours. Snow caused the mail coach and two baggage cars to jump the track, and they rolled down an embankment. Only one man, the mail clerk, was hurt, and his injuries are not severe.

Salt Lake City, Oct. 22.—Railroad service between Salt Lake City and Ogden is badly disorganized. The terrific wind on Saturday night and Sunday morning carried down all telegraph wires, making the dispatching of trains in regular order impossible. The Denver & Rio Grande system is moving few trains. The Oregon Short Line is blocked by a wreck near Wood's Cross, where thirty freight cars were blown from the tracks. Two passenger coaches on the Salt Lake & Ogden Railroad were blown from the track near Centreville, and the conductor and two passengers were bruised. The Salt Lake & Ogden line is blocked by many trees blown across the track. In Salt Lake City two thousand trees were uprooted and several frail buildings in course of construction were wrecked.

Cheyenne, Wyo., Oct. 22.—The storm which began in Wyoming on Friday and which spread generally over the state on Saturday and Sunday, continued without abatement in this region to-day. About a foot of snow has fallen and all trains have been delayed.

Kansas City, Mo., Oct. 22.—A blizzard prevailed to-day in Western Kansas, the most severe for this time of the season in many years. In some places snow, driven by a heavy wind, is piling up in the cuts, stopping railway traffic and playing havoc with telephone and telegraph wires. All trains are late, and wire communication with points west of Ellis, Kan., was for a time lost completely.

Duluth, Minn., Oct. 22.—A blanket of heavy snow six inches or more fell last night in Northeastern Minnesota, covering the Vermilion and Mesaba ranges, and extending as far west as Fosston.

BANDITS ROB NORTH DAKOTA BANK.

Masked Men Hold Crowd at Bay While Safe Is Blown Open.

Minneapolis, Oct. 22.—Masked bandits held a crowd of excited citizens at bay for three hours last night at Sawyer, N. D., while their companions blew open a safe in the Sawyer State Bank and took from it $4,500. Over three hundred shots were fired. The robbers escaped on horseback.

FALL WITH BLEACHERS PROVES FATAL

Father Donigan Succumbs to Injuries Received at Syracuse Football Game.

Syracuse, Oct. 22.—The Rev. Christopher J. Donigan, who fell with the bleacher stand at New Star Park during the Syracuse-Colgate game on Saturday, died this afternoon. His back was broken.

Father Donigan was thirty years old. He was born at Binghamton. He was educated in parochial schools and at Niagara University. He was graduated in 1894 and ordained three years later. For the last year he had been assistant pastor at the Church of St. John the Evangelist.

None of the other victims of Saturday's accident are in a serious condition.

NEARLY LYNCHED IN PITTSBURG.

Justice Would Have Man Who Tried to Cremate Wife Whipped.

Pittsburg, Oct. 22.—John Doran, arrested at Wilkinsburg, a suburb, yesterday, charged with attempting to cremate his wife, narrowly escaped lynching to-day at the hands of an enraged mob of neighbors. As Doran was being removed from the lock-up to the office of Justice Walker for a hearing a crowd of more than a hundred persons gathered about the office and attempted to take the prisoner.

Chief of Police Doran, who is no relative, addressed the crowd and besought them to allow the man to have a fair trial and informing them that the case against the man was complete. He deprecated lynch law, and as a result of his pleadings the man was allowed to be taken to Judge Walker's office, where he had a hearing and was held for court, being committed to jail without bail. Mrs. Doran is at the Columbia Hospital in a critical condition.

In holding Doran for court, the justice said: "If I could have my way with such a creature as you, I would erect a pillory for you in front of my office and would give you two hundred lashes with the most effective horsewhip I could obtain."

FROM LAKES TO PUGET SOUND.

Two Steel Passenger Steamers To Be Transferred.

Detroit, Oct. 22.—The steel passenger steamers Chippewa and Iroquois have been sold for $400,000 to the Puget Sound Day Line, of Seattle, and will soon start from Detroit for the long journey down the St. Lawrence and around Cape Horn to Puget Sound. The steamer Indianapolis, recently purchased by the same line, made the trip from Chicago to Seattle in fifty-one days. Last season the Iroquois was operated on Lake Ontario and the Chippewa ran between Mackinac Island and Sault Ste. Marie.

The boats are almost duplicates, and have speed of eighteen miles an hour. They were built at Toledo, the Chippewa in 1900 and the Iroquois in 1901. The Iroquois is now at Detroit, and the Chippewa at Cheboygan. The sale was closed by George L. Craig, of Toledo, who built the steamers, and T. H. Franklin, of New York. G. H. Lent, representing the new owners, announced to-day that Captain John Johnston and C. F. Bishop, chief engineer, who took the Indianapolis to Seattle, will accompany the Iroquois as far as New York and then return here and take the Chippewa to Seattle. The purchase price includes equipment for the voyage around Cape Horn.

GIRL KILLED BY CAR ON WAY TO SCHOOL

Passaic, Oct. 22 (Special).—Agnes Wylie, nine years old, while on her way to school this morning ran in front of a trolley car near her home, in Passaic street, and was so badly crushed underneath the trucks that she died at the General Hospital less than three hours later. County Physician McBride investigated the case and granted a certificate of accidental death.

PLEA OF NOT GUILTY IN "HERALD" CASE

Pleas of not guilty were made yesterday by counsel for James Gordon Bennett, editor and publisher of "The New York Herald," the corporation itself and Manly M. Gillam, its advertising counsel, to the indictments found against them on October 9 in the Criminal Branch of the United States Circuit Court. The indictments charged the defendants with having deposited in the mails alleged objectionable and unmailable matter. The defendants received leave to withdraw and substitute demurrers or make other motions. As a result of these indictments the case of the government against Messrs. Burke, Schaeffer and Miner, of "The Herald," was formally dismissed.

Books and Publications. *Books and Publications.* *Books and Publications.*

The Greatest Novel of American Life

The House of Mirth

By EDITH WHARTON

Illustrated. $1.50

No novel for many years has so gripped and held public interest as this great book. It has already gained a permanent place in American literature. No other book has so vividly and masterfully interpreted one side of our life to-day, and the universal acclaim of reviewers and the steady and phenomenal buying by the public show the deep and widespread recognition of its genius.

Mrs. Wharton's Great New Serial,
THE FRUIT OF THE TREE,
Will Begin in the January Scribner.

CHARLES SCRIBNER'S SONS

ARMY AND NAVY NEWS.

[From The Tribune Bureau.]
Washington, October 22.

NUMEROUS HORSE CLAIMS.—It is surprising to military observers that the Confederate horse claims, for which Congress has appropriated $300,000 in all, in three separate instalments, have attained the proportions they have. More than two thousand such bills have already been filed against the government. When the subject was first introduced a few years ago it was expected that the needed amount would not be more than $100,000, which would satisfy 700 of the claims, if there were that many in existence. The claims are from Confederate officers and soldiers who were returning home after Lee's surrender. They were molested by federal troops who did not know of their immunity, specially granted, and so suffered the loss of the animals. A rough estimate made some time ago did not show that more than 500 officers and men who had served in the Confederate army could, by any possibility, have suffered such a loss at the end of the war, but the claims have kept coming in with the required affidavits, and there has been nothing to do but pay them. The time limit of filing the claims has expired, but there are those in the War Department who believe that the period will be extended and that the claims will continue to be presented.

ORDERS ISSUED.—The following army and navy orders have been issued:

ARMY.

Second Lieutenant NELSON E. MARGETTS, artillery corps, from 10th to 30th Battery, field artillery.
Contract Surgeon CHARLES H. STEARNS, from Fort Monroe to Fort Screven.
Contract Surgeon GEORGE T. TYLER, from Baltimore to Fort Monroe.
Contract Surgeon C. C. KRESS, from St. Louis to Fort Reno.
First Lieutenant HIRAM E. MITCHELL, artillery corps, before retiring board, Washington Barracks, for examination.
Contract Surgeon ALVA R. HULL, from Fort Logan to his home, Oconomowoc, and report to surgeon general for annulment of contract.
Retirement of Colonel CHARLES H. NOBLE, 10th Infantry, announced.
Contract Surgeon SAMUEL B. McPHEETERS, from St. Louis to Fort Robinson.
Lieutenant Colonel LEA PEBIGER, 36 Infantry, from duty as acting inspector general to proper station.
Major PARKER W. WEST, 4th Cavalry, detailed acting inspector general to office inspector general at Washington.

NAVY.

Midshipman A. S. REES, continue duties on the Alabama.
Acting Assistant Surgeons M. DONELSON and D. H. CASTO, to Naval Medical School, Washington.

MOVEMENTS OF VESSELS.—The following movements of vessels are reported:

ARRIVED.

October 20.—The Newark, at Havana; the Virginia and the Louisiana, at Tompkinsville; the Sioux, at Rockland.
October 21.—The Chicago, the Paul Jones, the Preble and the Princeton, at San Francisco; the Paducah and the Don Juan de Austria, at San Juan; the Lebanon, at Lambert Point; the Glacier, at Gibraltar.

SAILED.

October 20.—The Sioux, from Portsmouth, N. H., for Rockland; the Chicago, the Paul Jones and the Preble, from Santa Barbara, for San Francisco; the Paducah, from Macoris, for San Juan; the Don Juan de Austria, from Sanchez for San Juan.
October 21.—The Fortune, from San Francisco, to search for wreck; the Yankton, from Boston for New York; the Scorpion, from Monte Cristi for Guantanamo; the Dolphin, from Washington for New York.
The Nero placed out of service, Navy Yard, New York, 20th instant.

NO BRUISES ON SHEPHARD'S BODY.

Physicians Find No Evidence Against Hospital Attendants.

Northport, Long Island, Oct. 22.—Nothing was brought out to-day at a hearing before Acting Coroner John F. Kelly, conducted by Assistant District Attorney A. G. Blue, to substantiate the charges brought against the attendants at the Long Island State Hospital, at Kings Park, by Mrs. T. W. Remig, of Brooklyn, who alleged that her aged father, William H. M. Shephard, died as a result of violent treatment received at the hospital.

Mrs. Remig and her aunts, Mrs. David M. Ketcham and Mrs. A. W. Terrell, were at the hearing, and were admitted to the morgue at the hospital, while Dr. W. G. Savage, of Islip, and Dr. Winfried S. Bennett, of Patchogue, examined the body. The physicians could find no bruises or marks on the body that were more than superficial. The hearing was brought to a close late this afternoon, and the matter is considered ended by the authorities.

"THE CLANSMAN" CAUSES RIOT.

Police Have to Disperse Crowd in Philadelphia Streets.

Philadelphia, Oct. 22.—Under most unusual conditions "The Clansman" was produced here to-night at the Walnut Street Theatre. The Negro clergy of the city had made a formal protest to Mayor Weaver against the production of the play, claiming that "lynchings have been encouraged by the play." The Mayor refused to take any action.

About a half hour before the theatre opened 9th and Walnut streets, where the playhouse is located, was packed with Negroes. Director of Public Safety McKenty, who, realizing the danger, had hastened to the scene, begged the ministers, who seemed to have complete control of the multitude, to disperse the mob.

While the Director was at the scene a riot call was sent in, and five police patrol wagons brought half a hundred policemen to the theatre.

The Negro ministers surrounded Director McKenty and demanded that he stop the play. The Director delivered a brief speech, asking the crowd to disperse, and saying that he would endeavor to have the play discontinued after to-night. This seemed to have a soothing effect on the crowd, and it slowly scattered.

Early in the evening a Negro attempted to create a disturbance in the theatre. He was arrested, but the police had considerable difficulty in rescuing him from the crowd in the gallery.

ANGRY WOMEN APPEAR AGAINST MAN.

Nearly half a hundred women identified a man named Alexander Peterson in the Jefferson Market Court yesterday as the person who had represented himself as a collector for a life insurance company and so got sums of money ranging from 20 cents to $2 and $5 from them at various times. Two specific complaints were lodged against him by Mrs. Minnie Weiss, of No. 82 St. Mark's Place, and Mrs. Margaret Hunter, of No. 521 Second avenue. He waived examinatfon and was held in prohibitory bail for trial.

SILVER BOUGHT FOR DENVER MINT.

Washington, Oct. 22.—The Director of the Mint to-day purchased 100,000 ounces of silver at 70.747 a fine ounce, to be delivered at the Denver mint.

AUGUST BELMONT GOES HUNTING.

August Belmont, with his chef, valet and another servant, started at midnight last night on his private car Mineola for his game preserve in Canada for two weeks' hunting. He will return on November 3.

OUT TO-DAY

THE SILENT WAR

BY

JOHN AMES MITCHELL

Author of "Amos Judd," "The Pines of Lory," "The Villa Claudia" and other works

Price $1.50

LIFE PUBLISHING COMPANY
NEW YORK CITY

Musical Instruction.

THE well known, successful Singing Teacher, Miss Luksch, pupil and assistant of Mme. Marchesi, has returned from Vienna; will resume her vocal instructions. Studio, 135 Carnegie. Tuesday, Saturday, 11-12. Interview.

Teachers.

TUTORING.—Experienced lady teacher, University graduate, desires pupils for afternoon hours; city references. H. H. E., Tribune Office.

PRIVATE TUTOR.—College preparation; English to foreigners; twelfth year. MISS WILFORD, 209 West 109th street.

SPANISH carefully taught. Lessons private or class; at pupil's or my residence. Professor PRUNERA, 172 W. 96th st.

Notice of Summons.

SUPREME COURT, RENSSELAER COUNTY.—JOHN Barkley, Plaintiff, vs. Elizabeth R. Delafield, Defendant.—Summons. To the above named defendant: You are hereby summoned to answer the complaint in this action, and to serve a copy of your answer on the plaintiff's attorney within twenty days after the service of this summons, exclusive of the day of service, and in case of your failure to appear or answer, judgment will be taken against you by default for the relief demanded in the complaint. Trial desired in Rensselaer County. Dated New York City, October 10th, 1906.
WARREN M'CONIHE, Plaintiff's Attorney, 42 Broadway, Boro. of Manhattan, New York City.
To Elizabeth R. Delafield: The foregoing summons is served upon you by publication, pursuant to an order of Hon. George H. Fitts, one of the Justices of the Supreme Court of the State of New York, "dated the 20th day of October, 1906, and filed with the complaint in the office of the Clerk of the County of Rensselaer, at Troy, New York."
WARREN M'CONIHE, Plaintiff's Attorney, 42 Broadway, Boro. of Manhattan, New York City.

SECRETARY BONAPARTE IN COURT.

He Calls Husband of Plaintiff a "Litigious Person."

Baltimore, Oct. 22.—A tin can, two inches in diameter by four inches in length, which, together with an accumulation of kitchen refuse, it was alleged by the plaintiff, had stopped up a sewer, was responsible for the appearance in the city court here to-day of Secretary Bonaparte as defendant in a suit for $27 80 brought by Mrs. Elizabeth A. Merryman, of No. 203 East Lafayette avenue. This sum represents what Mrs. Merryman avers is Mr. Bonaparte's share of the expense entailed in removing the cause of the stoppage of the sewer, it having been alleged that the can came from an adjacent house owned by him.

Secretary Bonaparte, who is one of the largest individual owners of property in Baltimore, refused to pay the bill on the ground that the work had been done without consulting him. Moreover, it was claimed that Mrs. Merryman was not a property owner, and therefore had no right to sue in the first place. The Secretary was a witness for himself, and in the course of his testimony an amusing colloquy occurred between him and Mr. Merryman, the husband of the plaintiff. Mr. Bonaparte was stating his position in the dispute. He remarked at one point that he had been informed that Mr. Merryman was a very litigious person.

Mr. Merryman instantly interrupted with a demand to know who had said he was litigious. He was no more litigious than was Mr. Bonaparte, he declared hotly. He insisted that the Secretary had no such information.

The court reserved decision. This is the second trial of the suit, the first one resulting in a victory for Mr. Bonaparte.

CROWD THOUGHT FULLBACK SHOT.

When Granger Tackled Yale "Scrub" Something Burst—Then Mob Chased Rustic.

[By Telegraph to The Tribune.]

New Haven, Oct. 22.—Yale seniors formed a "scrub" football eleven to-day and went to Mount Carmel, where they played a team of giant grangers.

After the "game" had proceeded fifteen minutes, Bowen, the Yale fullback, cut loose and faced only the Mount Carmel fullback. The Carmelite grabbed the son of Belial with a terrific clutch and a loud report was heard.

"He drew a gun on the Yale man!" yelled the crowd.

The Mount Carmel fullback, seeing the crowd making toward him, sprinted across the fields and took refuge in a swamp.

The crowd then went to the relief of the Yale man, who had only been stunned. He looked regretfully at the wreck of a football under his arm. It had been exploded by the fierce tackle of the Mount Carmel fullback. The granger was called from the swamp, but the game could not go on, as there was no other football in Mount Carmel.

Instruction.

For Boys and Young Men—City.

COLUMBIA INSTITUTE
122 W. 72d St. Dr. E. Fowler.
Prepares boys for all universities or business. Specialists in every subject. Small classes. Study hours during school day. Laboratories. Optional military drill. Playground and athletic privileges. Brilliant success in collegiate examinations. Catalogues on request. Primary classes. Telephone 4944 Columbus.

COLUMBIA GRAMMAR SCHOOL.
Founded 1764. 34-36 E. 51st St.
Prepares Boys for COLUMBIA, CORNELL, HARVARD, PRINCETON, YALE and other colleges. Primary Classes, Laboratories, Gymnasium, Athletic grounds. Applicants received and classified at any time.

Hamilton Institute for Boys
45 WEST 81ST STREET (Manhattan Sq. N.).
CERTIFICATE ADMITS TO LEADING COLLEGES.
N. ARCHIBALD SHAW, Jr., M. A., Principal.

IRVING SCHOOL
L. D. RAY, 35 WEST 84TH ST.
Small classes for boys from seven years upward.
NO HOME STUDY FOR BOYS UNDER FIFTEEN.

SPENCER'S Business School, 8th ave., 116th st. Bookkeeping, Shorthand, English. Highest grade instruction at lowest cost.

For Young Ladies—City.

Hamilton Institute for Girls
3 WEST 81ST STREET (Manhattan Sq. N.).
TEN YEARS' COURSE, LEADING TO COLLEGE ENTRANCE OR SCHOOL DIPLOMA. OPTIONAL STUDY PERIOD FOR ALL CLASSES. OUTDOOR CLASSES FOR YOUNG OR DELICATE CHILDREN.

LeBARON DRUMM SCHOOL FOR GIRLS.
40 West 72d St. (Boys in Primary Classes.)
Thoroughly graded from kindergarten through COLLEGE PREPARATION. Reopens October 3rd, 1906.

THE SEMPLE 15 WEST 56TH ST.
Boarding and Day School for Girls and Kindergarten (formerly Leslie Morgan Site).

THE MISSES RAYSON'S
SCHOOL FOR GIRLS.
164, 166, 168 West 75th Street.

GARDNER HOME SCHOOL FOR GIRLS,
607 FIFTH AVENUE, BETWEEN 48TH AND 49TH STS.

COMSTOCK SCHOOL.
FAMILY AND DAY SCHOOL FOR GIRLS.
Reopens October 4th. 31 WEST 46TH ST.
MISS DAY, Principal.

For Both Sexes—City.

ART CLASS Modelling in clay, wax and leather; individual instruction. Write for circular. Charlotte E. Von Varel, 18 W. 23d St.

THE BERLITZ SCHOOL OF LANGUAGES,
Madison Square (1122 Broadway.)
HARLEM Branch.....Lenox ave., cor. 125th st.
BROOKLYN Branch.....73 Court street.
NEWARK Branch.....Scheuer Building
Over 300 Branches in leading cities.
NEW TERMS BEGINNING NOW.

Law Schools.

LECTURES ON LAW FOR WOMEN
Lectureship endowed by the
WOMAN'S LEGAL EDUCATION SOCIETY.
Miss Isabella M. Pettus, LL. M., Acting President.
Morning and evening courses of fifty lectures each, to meet the needs of business women and of those interested in the management of property.
Clarence D. Ashley, LL. D., Senior Lecturer.
Courses begin Nov. 5. For announcements address New York University, Washington Sq., East.

School Agency.

AMERICAN AND FOREIGN TEACHERS' AGENCY supplies Professors, Teachers, Tutors, Governesses, etc., to Colleges, Schools and families. Apply to Mrs. M. J. YOUNG-FULTON, 23 Union Square.

Teachers' Agencies.

MADEMOISELLE M. L. AMYOT'S Teachers' Agency, 22 East 30th st., supplies Professors, Teachers, Tutors, Governesses, etc., to Colleges, Schools and families.

Dancing Academy.

T. GEORGE DODWORTH,
12 East 40th street.
CLASSES AND PRIVATE LESSONS.
Commencing Saturday, October 20, 1906.