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NEW YORK CENTRAL RIGHTS BOUGHT AND SOLD SCHMIDT & GALLANT, Members N. Y. Stock Exchange.

TUNNEY COMPANY WIN. Court Holds O'Brien Had No Right to Revoke Blasting Permits.

That the New York & Long Island Railroad Company has the right to build its tunnel, known also as the Belmont and Steinway tunnel, under the East River, and that ex-Fire Commissioner O'Brien was not justified in revoking the blasting permits of the contractors, is the pith of a decision handed down yesterday by Justice Fitzgerald, in the Supreme Court.

Since work on this tunnel was begun claims have been made that it was a "tunnel grab." Justice Fitzgerald, in his decision, upholds the contention of the New York & Long Island Railroad Company as to its right to build the tunnel, and declares that Fire Commissioner O'Brien had no authority to revoke the blasting permits which the company had.

Justice Fitzgerald recites the attacks made upon the validity of the company's franchise, and upholds the contention of the Belmont interests that they had a perfect franchise and fully established rights. Justice Fitzgerald comments upon the alleged failure of the plaintiff to obtain the consent of the Department of Docks to cross the 300-foot strip of land under water outside of the pierhead land, and rules that this proposition does not affect in any way the validity of the company's charter.

The following is the final paragraph of the opinion: If plaintiff becomes a trespasser it does so at its peril, and no adjudication now can deprive the city or the Dock Department of their remedies, while irreparable loss might result to the plaintiff if it were, by the revocation of permits, prevented from prosecuting a work the failure to complete which within a short period of time might involve the forfeiture of its charter and the consequent loss of the vast sums of money already expended.

George W. Wickesham, DeLancey Nicoll and Noel Gale were counsel for the defendant, and Corporation Counsel John J. Delany for Commissioner O'Brien.

THREE FACE BIG PENALTIES. Freight Man and Grain Dealer Charged with Conspiracy and Rebating.

Kansas City, Mo., Nov. 13.—Davis H. Kresky, a freight broker, and W. A. McGowan, the local agent for the Nickel Plate fast freight line, indicted here to-day, charged with conspiracy to violate the Interstate Commerce act, and Henry S. Hartley, a grain dealer, indicted on a charge of accepting rebates on freight shipments, were arrested this afternoon and arraigned before Judge Garrison, sitting in United States District Court. They were released on furnishing a \$5,000 bond each. The court to-morrow will set a date for their trial.

Kresky and McGowan are liable to a fine of from \$1,000 to \$5,000 and imprisonment in the penitentiary for a term not exceeding two years, or both the fine and imprisonment. Hartley is liable to a fine of from \$1,000 to \$5,000.

W. STARBUCK MACY SALE. An auction sale of the W. Starbuck Macy collection of tableware and furniture is advertised to begin to-morrow afternoon at 2:30 o'clock at the Fifth Avenue Art Galleries, at Nos. 366 and 368 Fifth avenue. The collection is said to include many specimens of blue Staffordshire ware, old Wedgwood, Jackfield, Whielden copper and silver lustres, a great variety of mirrors and pictures and specimens of Chippendale, Sheraton, Hepplewhite, Hogarth and Manwaring furniture. The sale is scheduled to last until November 24.

HOW TO HAVE HOME MADE GAS. The Siche gas machine, recently patented and put on the American market, enables a country housekeeper to make his own gas. This gas is said to be one-third hotter for cooking than coal or water gas, and the light is steadier and more brilliant. The machines are installed in frost-proof cabinets in the garden. The Siche company won the only gold medal ever given for improvements in carbide lighting machinery, at the National Exhibition last year. The Siche gas machine is the largest summer hotel in Canada—the Royal Muskoka—uses Siche gas. The works are at Plainfield, N. J., where the system can be inspected.

THOMAS HUNTER'S PUPILS' REUNION. The Thomas Hunter Association of Grammar School No. 25 will hold its decennial reunion and dinner at the Hotel Astor on November 24. Dr. Hunter will speak.

EXPORTS OF MERCHANDISE. 1906. 1905. 1904. Week ended Nov. 13. \$1,501,297 \$1,501,297 \$1,501,297 From January 1. \$25,246,116 \$26,496,116 \$26,496,116

SECURITIES PRICES IMPROVE. BETTER SENTIMENT IN MONEY MARKET HELPS STOCKS.

Secretary Shaw Sees No Reason for Treasury Assistance—Call Money Averages 12 Per Cent.

Table of stock prices for various companies including American Mining, Adams Express, and others. Columns include company name, price, and change.

BOND MARKET SALES.

Table of bond market sales including Japanese bonds, Erie consols, and other government and corporate bonds.

CLOSING PRICES OF ACTIVE BONDS DEALT IN, WITH NET CHANGES, FOLLOW:

Table of closing prices for active bonds, including U.S. 2s, 3s, 4s, and 5s, and various municipal bonds.

STOCK MARKET OPERATIONS.

A firmer tone in the London market for American securities helped local prices at the opening, while the presence of Secretary Shaw in town, heavy railroad earnings and a somewhat easier tendency in money also proved influential factors in carrying values to a higher level.

Wall Street assumed that Secretary Shaw's visit to the Sub-Treasury would be followed by an announcement of Treasury assistance to the monetary situation, but Mr. Shaw took no measures to increase the amount of money in circulation, reiterating his belief that there had not been sufficient change in the position of the banks to warrant further government relief.

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RAILROAD AND OTHER STOCKS.

Table of railroad and other stock prices, including American Express, Adams Express, and others.

CONSOLIDATED STOCK EXCHANGE.

Table of consolidated stock exchange prices, including American Mining, Adams Express, and others.

INDUSTRIAL.

Table of industrial stock prices, including American Mining, Adams Express, and others.

MINING.

Table of mining stock prices, including American Mining, Adams Express, and others.

WHEAT.

Table of wheat prices, including American Mining, Adams Express, and others.

WALL STREET AND EXCHANGES.

FOREIGN TRADE—Foreign houses traded in 25,000 shares in the local market, buying 25,000 shares on balance. In London the general market was firm. Money was in good demand and will continue so until after the close of the fortnightly settlement.

PORTLAND MINING PRESIDENCY.

Regarding his resignation as president of the Portland Copper Mining Company, W. H. Baker makes the following statement: In justice to all concerned I have to say that I have never contemplated a resignation by a resigning officer of the Portland Copper Mining Company.

BOSTON CURB MARKET.

Table of Boston curb market prices, including American Mining, Adams Express, and others.

ST. PAUL'S SHARP ADVANCE.

A sharp advance in the stock of the Chicago, Milwaukee & St. Paul railway was accompanied yesterday by a resumption of an early advance of the stock of the company, which was due to the remittance of money from Paris to London in connection with the stock exchange settlement and remittances to London on account of payments on Pennsylvania bonds.

MISSOURI, KANSAS & TEXAS.

The decision in the Kansas Supreme Court affirming the right of the Missouri, Kansas & Texas Railway to a 200 foot right of way, extending 150 miles, is not considered as a very important matter. It should not be confused with the Indian Territory land grant case which is now in the United States Supreme Court.

STEEL RAIL EXPORTS.

American steel rail manufacturers find it impossible with the present capacity of their mills to supply the current demands in this country at the rate of \$28 a ton. They are, therefore, not anxious at this time, when orders for next year are apparently again overtaking capacity, to compete for rail orders for export at a rate of \$25 a ton, which is the rate received by an English company on a recent large Buenos Ayres contract.

PIG IRON CERTIFICATES.

Pig iron certificates at the New York Produce Exchange opened higher for regular and about unchanged for standard country. There were no sales. First prices for regular follow: Cash, November and December, \$19 1/2.

NORTHERN PACIFIC EXPRESS.

The Northern Pacific Express Company, whose stock is held by the Northern Pacific Railway Company, reports to the Washington State Railway Commissioner that its gross income for the last fiscal year was \$2,048,548, and its net earnings \$468,494.

TENNESSEE COAL AND IRON.

The Tennessee Coal and Iron Company has made sales of No. 3 foundry iron for delivery in the first half of next year as high as \$17 1/2 a ton. Some business has been done on a basis of \$15 a ton.

ROCK ISLAND EQUIPMENT.

The Rock Island and Company has awarded contracts for new equipment aggregating \$80,000, making a total for the year of \$1,100,000.

OUTSIDE SECURITIES.

Table of outside securities prices, including American Mining, Adams Express, and others.

ACTIVE CURB STOCKS.

Table of active curb stocks prices, including American Mining, Adams Express, and others.

RAILROAD.

Table of railroad stock prices, including American Mining, Adams Express, and others.

FERRY COMPANIES.

Table of ferry company stock prices, including American Mining, Adams Express, and others.