

MR. HUGHES KEPT BUSY

Governor-Elect Grappling with Subject of Appointments.

Governor-elect Hughes was busy the greater part of the day yesterday receiving callers and compliments and getting rid of a large volume of correspondence.

When I take my oath of office, I propose to make an examination of my own. I propose to deal with the matter fairly and fearlessly. I propose to do so in connection with every matter of departmental work.

When this utterance was referred to yesterday Mr. Hughes said:

"What I said and what I had in mind was that I proposed to make an examination of my own. In my own way, as I believed I was able to do, into the affairs of the departments, to satisfy myself as to the business of the state as it was being conducted in a proper manner."

In response to the questions Mr. Hughes said that he had not received any intimation that Superintendent Kelsey of the Insurance Department contemplated resigning, or that the State Civil Service Commission would ask him to review the charges against Fiscal Supervisor Bender, dismissed by Governor Higgins.

Mr. Kelsey, who arrived here yesterday, was asked by a Tribune reporter if there was any truth in the report that, following Superintendent Kelsey's example, he proposed to resign his office. "I have no knowledge of any such intention on my part," he said, smiling.

"Was there any understanding or agreement between you and Governor Higgins with reference to the appointment of Lewis M. Swasey as State Superintendent of Elections?" was asked.

"No," said Mr. Hughes; "I assumed that Governor Higgins would exercise his best judgment in all matters until the expiration of his term."

"It is reported that your message to the Legislature will contain not more than 600 words. Is that correct?"

"No, it will have many words as are necessary to express what I have to say, and as few as I can express myself in."

"The Governor-elect said last night that it would be several days before he would have any appointments announced."

Many business men who recall the able administration of the Department of Docks and Fisheries under Commissioner McDougall Hawkes in the low administration have written Mr. Hughes suggesting Mr. Hawkes as a fit man for the position of Superintendent of Public Works.

There is some doubt about Mr. Hawkes taking it. If elected, Mr. Hawkes is both an engineer and lawyer, and is regarded as an expert on questions involving the administration of water.

Front problems in this city. He is busy with his professional duties. He would suffer a financial loss by taking the position. Mr. Hawkes is vice-president and counsel of the Maritime Association and of the committee on harbors of the Chamber of Commerce.

He is thoroughly eligible for the state position, but they do not believe that he could be prevailed upon to accept it.

The appointment of Mr. Swasey as state superintendent of elections is a recess appointment by Governor Higgins. Mr. Hughes will have to send to the Senate the name of some one for the position. The Brooklyn friends of Mr. Swasey are confident that he will be better man than any other for the office, and they will be disappointed if Governor Higgins does not keep him in the place.

Mr. E. Van Alstyne, the present State Engineer and Surveyor, and Winslow Meade, of Rochester, also have been recommended highly to Governor-elect Hughes for the position of Superintendent of Public Works.

SAYS LEAGUE IS INDEPENDENT PARTY

Hearst's County Committee Chairman Quotes Figures to Prove It.

Timothy Driscoll, chairman of the New York County Committee of the Independence League, last night said that the official count of the league vote in New York County showed that Hearst received on the league ticket 63,412 votes, in Kings County, 53,190, and in Queens, 7,000.

"This makes the league an independent state party, and we shall be able to hold primaries the same as the Republican and Democratic organizations," said Mr. Driscoll.

The vote in New York County by districts was as follows:

Table with 3 columns: District, Votes, and Percentage. Lists districts 1 through 11 and their respective vote counts and percentages.

"BART" DUNN HAS COGGEY DROPPED.

Correction Commissioner Deposed as Leader By Sidewalk Meeting.

"Bart" Dunn, co-leader with Correction Commissioner John W. Coggery, of the new 14th Assembly District, last night met with his followers on the sidewalk in front of Coggery's Wyandott Club, in East 27th street, and elected Robert Burnett, a local leader in place of Coggery, who is a McCellan man.

When the new districts were formed Charles F. Murphy, fearing too much strife if the old district leaders fought for control where their boundary lines conflicted, induced the leaders so situated to share control of their districts.

"Bart" Dunn was leader of the old 26th and Commissioner Coggery of the old 24th. Now they are both in the new 14th. Murphy wants to get rid of the McCellan men, and he told Dunn to go ahead and name a new center for leadership. The power had the district. This is what Dunn did last night when he and his followers put down to the executive committee in place of Coggery, and he'll be recognized," said Dunn. Mr. Coggery was re-elected as leader of his district some time ago.

THE LOUISIANA'S DAMAGES PROVE BAD.

New Orleans, Dec. 14.—Examination of the battleship Louisiana's starboard engine to-day showed that the injury to the piston was worse than reported yesterday. In addition to the piston ring, other parts of the mechanism are cracked, and repairs may delay the Louisiana's departure for a week. The cause of the accident has not been announced.

SPECIAL OPPORTUNITY FOR CHRISTMAS "The Home Orchestra" Great Price Reductions in Discontinued Styles A GIFT TO THE WHOLE FAMILY If you already own an Orchestrelle, this is an opportune time to exchange it for a more recent model containing remarkable and novel musical effects. It will amply repay any music lover, whether or not familiar with the Orchestrelle to call and see and hear these wonderful new features. The AEOLIAN CO., AEOLIAN HALL, 362 Fifth Ave., Near 34th St., New York

MR. MOODY IN OIL CASE.

Summons Attorneys for Conference on Elkins Law.

Chicago, Dec. 14.—District Attorney Sims and J. H. Wilkerson, special assistant to Mr. Sims in the Standard Oil case, were summoned by telegraph to Washington by Attorney General Moody to-day for a conference on the case. The question of whether the Elkins law was repealed when the Hepburn Railroad Rate bill went into effect was raised in the arguments of the demurrers to the indictments returned under the Elkins law, charging the oil company with accepting unlawful concessions from railroads.

The conference in Washington, Mr. Sims said to-night, would consider this question.

S. B. FRENCH THE BUYER.

Credited Purchaser of Valuable Fifth Avenue Site.

Honore S. Ely & Co. and Taylor Brothers sold, three days ago, a plot 80 by 125 feet, in Fifth avenue, 85 feet south of 72d street, for Edward H. Van Ingen, for about \$850,000. At that time it was said that the buyer might erect on the site one of the finest American basement dwelling houses built in this city in some years.

In view of this and the fact that every person identified with the transaction said they were pledged to secrecy as to the name of the buyer, the real estate market has become greatly interested as to who is the buyer.

It was learned from a trustworthy source last night that the buyer is S. Barton French. He lives at No. 15 West 51st street. It is said that he will improve half of the plot with an American basement dwelling house.

Mr. French is a member of the Stock Exchange firm of Van Emburgh & Atterbury, at No. 1 Nassau street, and is known as J. Pierpont Morgan's broker. A daughter of his became the wife of Charles Steele, of J. Pierpont Morgan & Co. Mr. French has been twice married. His second wife was Miss Mary Walker Feary. They were married in 1893. Her father was United States Minister to Rumania, and also to Greece. Her mother is an intimate friend of Carmen Sylva, of Rumania. Mrs. Feary was a guest of Queen Elizabeth last summer.

Mr. French owns a fine tract of land at Hot Springs, Va., known as Barton Hall, and another large parcel of land at Newport, known as Barton Lodge.

THREE WORKMEN BURNED

Explosion at Leather Works May Prove Fatal.

An explosion in the mixing shed of the Hamburg Cordovan Leather Company's works at Sussex avenue and Leok street, Newark, late yesterday afternoon burned three men so severely that they will probably die. The men were burned about the face and hands and may have inhaled some of the flames. They are William Miller, No. 64 Newark street, Charles Lillenthal, No. 182 West Kinney street, and Rocco Sullivano, Boyden street.

The men were standing over a big cauldron of the varnish mixture being boiled over an open fire. This accident was the third of the kind in the last three months in Newark.

BROKER HURT BY AUTO.

May Be Fatal Accident—Son Also Injured.

Millville, N. J., Dec. 14.—By the overturning of a big touring car on the Port Elizabeth Turnpike this afternoon, A. J. Decker, a stock broker, of Baltimore, was perhaps fatally injured and his son Albert was severely hurt.

The couple were rushing along at thirty miles an hour on the way from Cape May to Philadelphia, when a team driven by John Watson rounded a sharp curve.

The elder Decker, who was driving the car, took the right, but became excited, and, losing control of the car, plunged into a deep ditch by the side of the road. The younger man was thrown several feet into a briar thicket and dislocated his shoulder and broke his wrist. His father was caught under the overturned car and was apparently lifeless when removed. He revived three hours after, however, but physicians say that his skull is fractured, and that he has only a slim chance of recovery.

TO JAIL FOR PEONAGE.

Manager and Five Employes of Lumber Company Sentenced.

Pensacola, Fla., Dec. 14.—Federal Judge Swain to-day sentenced Manager W. S. Harlan and five employes of the Jackson Lumber Company, of Lockhart, Ala., convicted of conspiracy to commit peonage. Manager Harlan must serve sixteen months in the penitentiary and pay \$5,000 fine. Superintendent Robert Gallagher must serve fifteen months and pay \$1,000 fine. Dr. W. E. Grace, Oscar Sander, S. E. Higgins and C. C. Hilton must serve thirteen months each and pay fines of \$1,000 each. The cases were appealed.

MRS. BIRDSONG GETS FIVE YEARS.

Hazelhurst, Miss., Dec. 14 (Special).—Mrs. Angie F. Birdsong, who was convicted of manslaughter for killing Dr. Thomas F. Butler, was sentenced by Judge Miller to-day to five years' imprisonment. An appeal will be taken from the verdict.

THE SHAH HAS RALLIED.

Teheran, Persia, Dec. 14, 6:30 p. m.—The Shah has again rallied. Another slight improvement in his condition was noticeable to-day. The heir apparent, Prince Mohammed Ali Mirza, who arrived recently at Kaibin, has started on his journey to Teheran.

COOPER MERGER REPORT

Greene Interests Taken Over by the Amalgamated, It Is Said.

Control of the Greene Consolidated Copper Company, it is understood on excellent authority, has passed to Thomas F. Cole and John D. Ryan, who represent the Amalgamated Copper Company. An official announcement concerning a coalition of the Greene and Cole-Ryan interests is expected on Monday, following a meeting of the directors of the Greene company.

When Colonel Greene, president of the Greene company, was seen yesterday afternoon he refused to confirm the various circumstantial stories concerning the merger, but he intimated that a statement would be forthcoming in a day or two that would show just what the new relations between the companies are.

Thomas F. Cole and John D. Ryan control the Butte Coalition Company, the North Butte and other copper producing mines, and the taking over of the Greene, if it is accomplished, will give the Amalgamated interests almost absolute control of the copper situation.

The only big American producers left out will be the Calumet and Hecla and the Phelps, Dodge & Co. interests. As the Phelps, Dodge & Co. interests are supposed to be represented in the new coalition between Colonel Greene and the Cole-Ryan interests, it goes without saying that all the big producers are working in harmony.

Messrs. Cole and Ryan already control the Cananea Central Company, with a capital of \$10,000,000, \$6,000,000 of which is issued. The Cananea Central is a new development lying contiguous to the Greene properties in Northern Sonora, Mexico, about fifty miles south of the Arizona line. The Cananea Central Company was organized late last summer. It bought from Colonel Greene several hundred acres of copper prospects alongside the Greene, and at once began opening shafts. The new company began to make money at once from shipping ore. The company paid Colonel Greene 200,000 shares of Cananea Central for the mineral lands that he turned over to them, and Colonel Greene turned these shares into the treasury of the Greene Copper Company. The Cananea Central has no smelter or plant other than hoists, but it is understood that if the merger goes through as planned, a new smelter and a new concentrator will be built close to the Greene plant, which has cost the Greene company up to date about \$18,000,000 in gold.

The Greene company owns 51 per cent of the stock of the Sierra Madre Lumber and Lumber Company, which owns 2,200,000 acres of pine timber, with a stumpage estimated at 18,000,000,000 feet. In Northern Chihuahua, only a short distance away from the Greene copper plant, there are 1,000,000 shares of it, with a par value of \$10. Ten days ago the stock sold around 25. In the last three days it has been forced up to 33 1/2.

The stock of the new company is to be underwritten at \$25 a share, and on this basis a valuation of \$17,500 is placed on the Greene Consolidated stock, exclusive of such distribution of the company assets to the Greene Consolidated Copper Company as may be made. Among these treasury assets are included \$2,000,000 per value of Cananea Central stock, which under the proposed plan are to be changed, it is figured, is worth about \$5,000,000.

Among those largely interested in the new company are H. H. Rogers, Thomas F. Cole, John D. Ryan, John W. Gates, Phelps, Dodge & Co. and Colonel W. C. Higgins. The Greene company has about 8,000 stockholders.

WABASH BEATS POLITZ.

Injunction Restraining Debenture Bond Retirement Dissolved.

St. Louis, Dec. 14.—In the Circuit Court here this afternoon the application of Joseph Politz, of New York, for an order restraining the Washabash Railway Company from retiring \$300,000,000 of its debenture bonds bearing no interest, was granted. The court ordered the injunction recently granted Politz. Politz's lawyer asked the court to grant the injunction, but the court refused to do so. Politz's lawyer said that the court's decision was a victory for the Wabash property, replacing the old one covering its properties west of the Mississippi.

C. H. VENNER TO J. J. HILL.

C. H. Venner, who has figured at various times as a litigant in corporate affairs, and only recently trained his legal batteries against James J. Hill, president of the Northern Securities Company and the Great Northern Railway Company, made public yesterday a long letter addressed by him to "The Great Northern Railway Company, its directors and stockholders." Politz objected to the long letter, accompanying which is a copy of a communication addressed by him to Mr. Hill on October 13, 1906. Politz also said that the \$300,000,000 additional Great Northern stock, asks why it was not submitted to the stockholders at their annual meeting. Politz also said that the court's decision was a victory for the Wabash property, replacing the old one covering its properties west of the Mississippi.

FOLK AFTER HOLDING COMPANIES.

Governor, Fighting Merger in St. Louis, Will Recommend Remedial Legislation.

Jefferson City, Mo., Dec. 14.—Governor Folk to-day that quo warranto proceedings against the North American Company, of Detroit, which recently acquired a controlling interest in the principal public utility corporations of St. Louis, including the street railways, were contemplated. Attorney General Hilkey, who had expressed the opinion that the courts would sustain ouster proceedings under the common law if the company could be shown to be a holding company, for the purpose of the quo warranto proceedings, the Legislature would pass a law prohibiting a corporation from owning or controlling a majority of the stock of another corporation.

TO ENFORCE SAFETY BRAKE ACT.

Federal Government Will Institute Suits Against Ohio Railroads.

Cleveland, Dec. 14.—Suits will be filed in the United States District Court to-morrow morning by John J. Sullivan, United States District Attorney, acting under instructions from the Department of Justice, against the Erie, Big Four, Lake Shore, Toledo & Ohio Central and the Detroit & Toledo Shore Line Railroads, to enforce the safety appliance section of the Interstate Commerce law. Under that act railroads are required to equip freight cars with safety appliances, brakes, making it unnecessary for brakemen to step between cars while coupling. Each violation of this law is penalized in \$100.

TRUST COMPANY MEN MEET.

At the annual convention in this city yesterday of the Trust Companies' Association of the State of New York, the by-laws were amended to make the president eligible to reelection for a single term, and John W. Foster, president of the Trust Company, was chosen to act for a second year president of the association. A change was made in the list of other officers, among them being the election of Otto T. Barnard, president of the New York Trust Company, to vice-presidency. Julian D. Fairchild, president of the Kings County Trust Company, and Seymour Van Santvoord, president of the Commercial Trust Company, of Troy, were elected vice-presidents. A business of public interest was presented, and a resolution was adopted to call a meeting to secure the association's approval of any measure for the repeal of the Trust Company Reserve law.

PROBE BY LUNACY BOARD.

Investigating Institution Where Mrs. Thomas Jumped to Her Death.

Albany, Dec. 14.—The State Commission in Lunacy is investigating, according to a statement made to-night by Secretary T. E. McGarr, the legal status of the institution conducted by Dr. A. Josephine Sherman in East 60th street, New York City, from the fourth floor of which Mrs. Cora A. Thomas, a patient, threw herself to the pavement on Sunday last, and also an institution in Brooklyn from which a woman patient wandered a short time ago and killed herself at Coney Island.

The law provides that institutions caring for insane patients must receive authorization from the state commission. S. S. Koenig, representing the commission in New York City, has been requested to investigate both matters, and Coroner Harburger has been requested to transmit to the state commission his findings relative to the death of Mrs. Thomas.

CITY HOLDS BIG SALE.

Disposes of \$0,800,000 in Bonds and Corporate Stock.

Nine million eight hundred thousand dollars of corporate stock and bonds of the city of New York were sold to-day at the Metropolitan Hotel, after a long session. The National City Bank was \$30 short in its bid on the average price and it just failed to get the entire issue. It bid 101.185 for all. The average price was 101.42 for the 1866, or fifty-year, bonds, 100.88 for the 1926 stock and 100.11 for the 1916 bonds.

The issue included \$7,000,000 of corporate stock for various municipal purposes, \$1,000,000 of stock to provide for the supply of water, \$300,000 of stock for the supply of water (the New Board of Water Supply bonds), \$1,000,000 assessment bonds for street lighting improvements, and \$200,000 of assessment bonds for street improvements.

The last two issues were for ten years, the water bonds for twenty years, according to statute, and the other bonds for the regular water supply and the \$7,000,000 issue were fifty-year stock.

The average price of the fifty-year stock was 101.42. The total amount of the bid was \$3,813,460. The income basis of the fifty-year stock is about 3.8 per cent of the 1926 stock, 3.85 per cent, and of the 1916, 2.85 per cent.

The Controller said he was well pleased with the sale, a summary of which follows:

Table with 2 columns: Item and Amount. Lists various bond and stock items and their respective amounts.

CRITICISES CARDINAL GIBBONS.

Dr. Guinness Says He Prevented Government from Acting—Prelate Replies.

Baltimore, Dec. 14.—Dr. H. Gratton Guinness, of London, founder and president of the East London Institute for Home and Foreign Missions, criticized Cardinal Gibbons this afternoon in an address on "Congo Atrocities" at Brown Memorial Presbyterian Church. After declaring that King Leopold was having thousands of natives slaughtered annually in order that he might become more wealthy by the rubber industry, Dr. Guinness caused a sensation by saying:

"The strong hand in this country that prevented the government from taking notice of the conditions in the Congo was that of Cardinal Gibbons."

It was his opinion, Dr. Guinness further stated, that Cardinal Gibbons was a champion of the King of Belgium, did not know the truth and was misled by the Catholic missionaries who complained, but that when the complaint was presented to the King the matter was investigated and the conditions were specifically improved.

In closing, he said: "I consider the present agitation due to two things: The desire of a certain nation or nations to grab it and to religious prejudice."

SECRETARY ROOT'S ACTION INDORSED.

Boston, Dec. 14.—Resolutions indorsing the action of Secretary Root in addressing the British government on the Congo situation were adopted to-day at a meeting of the administrative committee of the Congo Reform Association.

INDIANA REDUCES FREIGHT RATES.

Indianapolis, Dec. 14.—The State Railroad Commission to-day reduced rates on six classes of freights on the Vandallia Railroad between this city and Terre Haute, the reductions including every one of the twenty-eight stations. The whole-sale merchants had made complaints against the road and after hearing all the parties to the controversy the commission rendered its decision—the rates on first class freight from here to Terre Haute are reduced from 25 cents to 27 cents and second class, 22 cents to 17 1/2 cents, and other classes approximately.

NO WEAPONS WITHOUT LICENSE.

Governor Magoon So Decrees—Sanitation for Cuban Towns.

Havana, Dec. 14.—Governor Magoon has issued a decree directing all rural guardsmen to be especially vigilant in arresting all persons bearing arms without license.

Another decree provides for the expenditure of \$20,000 for sanitation in various towns throughout the island. This step is taken in accordance with recommendations made by the Board of Sanitation. The amount mentioned was appropriated by Congress last July, but never expended.

JUSTICE DEUEL LOSES A POINT.

Appellate Division Refuses to Vacate Order of Reference.

The Appellate Division of the Supreme Court handed down a decision yesterday denying a motion to vacate an order of reference made June 29 in proceedings for the removal of Joseph M. Deuel from the office of justice of the Special Sessions. Judge Martin L. Stover had been appointed referee in the matter. Last week motion was made to vacate the order appointing him, based on an alleged discovery that the law provided that a justice of the Court of Special Sessions could be removed only in the manner prescribed for the removal of judges of the higher courts—that is, upon impeachment by the Assembly after trial by the State Senate.

The opinion, rendered per curiam, recites that "the Court of Special Sessions is a court not of record and, the provisions of the Act of 1885 being still in force, it follows that this court has jurisdiction of the proceeding, and the motion must consequently be denied."

The motion made to remove Justice Deuel followed the revelations made in the libel suit brought by the justice against "Collier's Weekly" and Norman Hapgood.

COL. JOHN MERCER BROKE DEAD.

Lexington, Va., Dec. 14.—Colonel John Mercer Brooke, eighty years old, emeritus professor of physics in the Virginia Military Institute, died suddenly to-day. Colonel Brooke was a son of General George M. Brooke, of Virginia. He was born in service when fifteen years old. He was widely known as the inventor of deep sea sounding apparatus, and received a number of medals and decorations from foreign countries.

JAPANESE BONDS NOW READY.

Kuhn, Loeb & Co. announce to the holders of temporary certificates issued by them for the benefit of the Imperial Japanese government a per cent of the Imperial Japanese government 4 per cent sterling loan, due January 1, 1931, that will be ready for delivery at the firm's office on and after December 20, upon presentation of the temporary certificates. Not more than one hundred certificates will be issued on any one day. Holders transmitting temporary certificates are advised to indicate whether they wish the bonds sent by registered mail or by express at their expense and risk.

YOUR AILMENT IS NATURE'S REPROOF.

To overcome that ailment You require Nature's Assistance

ENO'S 'FRUIT SALT'

Is Nature's Own Remedy NO FAMILY SHOULD EVER BE WITHOUT IT. CAUTION—Beware of cheap imitations. Prepared only by J. C. ENO, Ltd. 'FRUIT SALT' WORKS, London. S. E., Eng., by J. C. ENO'S Patent. Wholesale of Messrs. E. ROGERS & Co., 28, 40 & 42 North William Street, New York

MR. KELSEY IN TOWN.

State Insurance Commissioner Looking After Coming Election.

Superintendent Kelsey arrived in town again yesterday, and expects to remain here until after Tuesday's elections. Mr. Kelsey will hold another conference this morning with the various "administration" and "opposition" interests as to ways and means of counting the ballots.

Mr. Kelsey said that up to date, he had been unable to obtain the services of five inspectors agreeable to all interests, such men as were agreed on being apparently unwilling to serve as inspectors. Although not represented at the recent conference, the New York Life, he added, was "acquiescing" in the arrangements.

George R. Scroggins, the international committee manager, said that the number of "opposition" ballots received at the "international" headquarters yesterday was even greater than that of the preceding day.

The arguments of the Mutual Life's application for an injunction of Commissioner Prewitt's revocation of the company's charter in Kentucky is set down for the Franklin Circuit Court, however, it is not believed that the deferred decision will affect Tuesday's results.

In the criminal branch of the Supreme Court yesterday, Justice Greenbaum postponed sentence until Monday on George Burnham, Jr., vice-president of the Mutual Reserve.

Justice Greenbaum told William Band, Jr., Mr. Burnham's counsel, that he was considering a legal question involved in the case, and suggested the postponement with the lawyers' consent. Burnham therefore returned to the Tombs.

ROADWAY AND SEVENTEENTH ST.

The only manufacturers of music boxes in America.

THE SONGS OF OTHER DAYS.

As well as the music of to-day, is at the command of all who own a Victor Talking Machine or an Edison Phonograph. Come in and listen to what you like.

GO TO EUROPE IN MAY AND RETURN.

in Autumn and find your unused Proto Puffs delicious; this is true only of that wonderful brand, Proto Puffs. Health Food Co., 61 5th Av., N. Y.

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