

that any particular opera should not be produced. Mr. Goeritz said Mr. Conried was suffering from a form of sciatica, but was much better, and expected to be out in two weeks.

MAYOR'S MOTION HEARD VICTORY, SAYS JACKSON.

Pending Decision, Justice Fitts Refuses to Forbid Hearing Here. (By Telegraph to The Tribune.) Albany, Jan. 26.—Justice Fitts heard arguments in the Supreme Court here to-day on the motion for an order adjudging Attorney General Jackson in contempt of court brought by counsel for Mayor McClellan. He reserved his decision on the question of contempt, and refused to forbid the Attorney General to hold a hearing in the action brought by the people against Mayor McClellan on Monday in New York. Justice Fitts also refused to issue a stay for this hearing, saying that he did not care to interfere in proceedings in another judicial district.

CAN STOP OPERA, SAYS HAVEN.

"We consider that we have; I don't know if Mr. Conried's lawyers will agree," he said. "In your executive committee in conference with Mr. Conried's committee?" he was asked. "Not that I have heard," he said. "I have been asked over the telephone to arrange a meeting, but I shall have to put the matter before the board, and most of them are out of town over Sunday."

"Is there any chance of your directors changing their minds and compromising on a modified performance?" was next asked. Mr. Haven smiled. "I don't think we shall change our minds," he said. "The directors sent the letter, and they meant it." Accordingly, as matters stood last night, the real estate company had in effect forbidden "Salome" and Mr. Conried had not taken his advertisements out of the papers. Whether there will be a performance next Thursday morning will not be known for certain until the two bodies of directors confer on Monday. But it looks as if either Conried would back down or get into trouble with the owners of the house. Of course, they cannot prevent his giving "Salome" on the road. He can still fulfill his contract with Strauss by giving the opera on the road the necessary nine times. This is what he may be driven to.

OPINIONS ON ACTION DIFFER.

Opinions on the action of Mr. Haven and his directors were varied yesterday. All the singers in the cast of "Salome" condemned it in no uncertain terms. On the other hand, certain stockholders, though the action of the directors was taken without consulting them, said they approved. One of the directors, however (who was not present at the meeting), declared that he saw no good reason why the opera should not be given.

"We all know that 'Salome' is rather disagreeable," said Miss Fremstad. "Certainly it is not 'Paraisal.' But I am concerned with the art of it. Strauss makes of Wilde's play a great work of art. It blazes a new trail in music leading to something bigger, and it will be a great pity to take it off. I don't say the Wilde play is great, but the opera glorifies the end, and shows Salome's love as the best thing she is capable of. When she receives the severed head, in the opera, something ideal comes into her passion. You can't judge the opera on one performance. The first time I saw it was disgusted, too. But that is a very narrow and bigoted and foolish view."

HERTZ PROTESTS AGAINST ACTION.

Mr. Hertz, the conductor of "Salome," said: "Musically it is a work so extraordinary, so artistic in every way, that there can be but one opinion of its musical value. I've had fifty letters thanking me for a 'real musical treat.' The work is revolutionary, and it is a shame to deprive the thousands interested in the development of modern music of a chance to hear this epoch-making opera. I thought Americans were advanced enough in matters of taste to put their prejudices aside. Why, even the German Emperor would not yield to the wishes of the Empress and deprive his subjects of a chance to hear this great work. However, it is so great that the prejudice of the hour cannot kill it."

PLAN A CORN EXPOSITION.

Illinois Business Men and Farmers Organize for a Festival Next Fall. (By Telegraph to The Tribune.) Chicago, Jan. 26.—Plans for an annual corn exposition, in Chicago, which will be national in scope and the largest ever held in America, were formulated to-day at a meeting of a number of Chicago business men and prominent farmers of Illinois and Iowa at the Palmer House. A permanent organization was effected, and the name, the National Corn Exposition, was chosen for the project.

VICTIM OF GRANDSON DEAD.

Morrisstown, N. J., Jan. 25.—William Hager, who is alleged to have been shot by his grandson, James Dugan, at Mendham, on January 21, died at All Souls' Hospital here to-day. Hager's lower jaw and tongue were shot away, and he was fed through a tube inserted in a slit in his cheek. Dugan and Hager had an argument, and the old man, to avoid any trouble left the house. Dugan followed with a shotgun, and while Hager was sitting in a neighbor's kitchen shot him, it is alleged. He has given up.

PUBLIC SQUARE ORATOR KILLED.

Cleveland, Jan. 25.—Howard Dennis, fifty years old, one of the best known and most eccentric men in Cleveland, was killed this afternoon while walking along a railroad track. Dennis gained local fame as the "public square orator," for years speaking in summer and fall from public squares. Newspaper attention was first directed to him about 1880. He drifted from one "ism" to another, and from one political party to another, making speeches first on this subject, then on that. He had a high, rasping voice and an insignificant presence.

SCHOONER SAMUEL SHARP TOTAL LOSS.

Savannah, N. J., Jan. 25.—The schooner Samuel Sharp, which went ashore last night at Cape May, is probably a total loss. The sea was blowing from Bermuda Hundred, Va., to New York, with a cargo of pine wood.

Telephone Directory FOR SPRING MONTHS GOES TO PRESS Friday, February 1st Applications for new listings to appear in this issue must be received on or before the above date. For Manhattan, the Bronx and Westchester County, apply to New York Telephone Company. For Brooklyn, Queens, and the rest of Long Island, Staten Island, and New Jersey, apply to The N. Y. & N. J. Telephone Co.

VOTING IN RUSSIA.

Peasants Show Conservative Tendency—The Outlook. St. Petersburg, Jan. 26.—The results of the elections for members of the Lower House of Parliament among the peasantry in eighteen provinces show a strong conservative tendency, but this is not proof that the final results will not give predominance to the Left Party. In fact, this is the opinion held in political circles here, and it is confirmed by the results of the elections already concluded among the workmen, who almost to a man have voted the Extreme Left ticket.

CASTRO'S PEACE APPEAL.

Will Retain His Post-General Velutini at Caracas. Caracas, Jan. 25.—The first public utterance of President Castro since the beginning, last August, of his present illness, was printed yesterday in "El Constitucional." In it the President declares he has returned from death's door solemnly to proclaim that he neither is nor ever will be a dictator. He says the happiness of Venezuela depends upon adherence to the constitution, which does not permit either himself or General Gomez, the First Vice-President, to resign.

CENTRAL GIVES IN.

To Pay Higher Wages to Freight Handlers. An agreement was reached between the officials and the freight handlers of the New York Central and West Shore railroads yesterday, by which the handlers will be raised from \$3 to \$4 a day and time and a half for overtime and Sunday work will be paid. The arrangement is equivalent to an average raise of \$1.50 a week, and will go into effect on February 1.

COGHLAN FOR LARGE SHIPS.

Rear Admiral Says Present Navy Insures Safety of the Country. Rear Admiral Coghlan declared himself in favor of large ships last night at the sixth annual dinner of the Columbia County Association of the City of New York, at the Hotel Savoy.

MESSAGE REFUSED, KILLS HIMSELF.

Penniless Newburg Man Gave Up When Telegraph Company Warned Him. (By Telegraph to The Tribune.) Cincinnati, Jan. 25.—W. E. Fowler, of Newburg, N. Y., committed suicide here to-day by asphyxiation in his room at the Imperial Hotel. On the dresser he left a note which merely said: "Notify W. H. Fowler, Newburg, N. Y."

WOMAN DEAD; CAUSE A MYSTERY.

Boarder and Man and Wife Unconscious from Ptomaine Poisoning or Asphyxiation. Miss Maud Wallace, a boarder at No. 415 South 16th st., Newark, was found unconscious yesterday, and died on the way to a hospital, either from coal gas asphyxiation or ptomaine poisoning. Mrs. Bertram Schuler, proprietor of the boarding house, is said to be dying from, apparently, the same cause. Yesterday she sent for the second one, which was refused at the Newburg end of the line, and she was taken to the hospital. She died last night.

RESIGNS FACING ALLEGED SHORTAGE.

Treasurer of Indiana County May Be Short \$100,000. (By Telegraph to The Tribune.) Evansville, Ind., Jan. 25.—John P. Walker, treasurer of Vanderburg County, to-day handed his resignation to the county commissioners. He was short in his accounts, it is said, approximately \$100,000. His resignation was accepted at once, and the treasurer-elect was appointed to the vacancy. For two weeks the office has been in the hands of Walker's bondsmen, and experts have been going over the books. No official statement has been given out, but Walker has turned over his property to his bondsmen. Poker playing, stock gambling and foxy living, it is alleged, made up the combination which resulted in his ruin.

FOR REVIEW OF JERSEY TAX ACT.

On the application of all steam railroads running through New Jersey Chief Justice Gummere, in Newark, yesterday granted a writ of certiorari for the review of the Perkins Tax act of 1906. It is alleged that the act is unconstitutional because it provides different methods for assessing similar kinds of property. The writ is returnable in February.

SIMPSON UP THIS WEEK.

Wife to Fight for Death of Dentist Who Shot Her Father. Dr. James W. Simpson, the Fifth Avenue dentist, charged with the murder of his father-in-law, Bartley T. Horner, in Northport, Long Island, on December 27, 1905, will be placed on trial for his life to-morrow. His lawyer is Martin T. Manton, of Brooklyn.

For a week Mrs. Simpson and her mother have been staying at a hotel in Patchogue, where District Attorney Furman lives, and daily conferences have been held between the District Attorney or his assistant, John Blue, and the two women.

Mrs. Simpson and Mrs. Horner have been coddling their brains in assisting to devise lines of attack. It is said that much attention has been devoted to the line of cross-examination to which Dr. Simpson is to be subjected if he takes the stand, as he has repeatedly asserted he will. In this Mrs. Simpson has been invaluable, owing to her intimate knowledge of her husband and his ways.

Justice William J. Kelly, who will preside at the trial of Dr. Simpson in the Suffolk County courthouse in Riverhead, has ordered that, in addition to the extra panel drawn, those who have served on the last two terms of court, with the exception of the twelve who have just completed a murder case, report for the Simpson trial.

District Attorney Furman has strengthened the prosecution by engaging Rowland Miles, who defended Louis A. Diabrow, accused of murdering "Dimple" Lawrence.

Bartley T. Horner was a wealthy retired merchant, who lived in the outskirts of Northport. His only daughter had been married for some years to Dr. James W. Simpson, a Virginian. Dr. Simpson occupied expensive offices and had a good income.

He and his father-in-law clashed many times, according to Mrs. Horner and her daughter, Mrs. Horner objected to shooting on Sundays. Dr. Simpson offered him several times by going out hunting with Mr. Horner's own gun on the Sabbath. He was out hunting the Sunday prior to Christmas, 1905. On Christmas Eve he did not appear at home, and the following day his father-in-law would not speak to him. Dr. Simpson went out shooting with Tutthill Dayton on Christmas Day.

On the evening of December 27 Mrs. Horner and Mrs. Simpson met Dr. Simpson at the station in a carriage when he returned from the city. Mrs. Horner says she noticed the smell of liquor on his breath, and that he acted in a hilarious manner. They went home, and Dr. Simpson got the gun and began prancing about the room, shouldering arms and going through other movements of the manual of arms. His wife got a pan and a stick and paraded about with him, beating upon the pan for a drum.

Presently Mr. Horner appeared, and the parading ceased. While eating his supper Mr. Horner told of a contemplated change in his will, the women said, Dr. Simpson hearing every word. Mr. Horner had made an engagement with his attorney, Rowland Miles, of Northport, for the next day, when his will was to be altered so that Dr. Simpson could not possibly take part "in the squandering" of any of his money, the women say he said.

Presently, according to Mrs. Horner and Mrs. Simpson, Dr. Simpson arose, and taking the gun and a lamp, went to the garret, where the ammunition for the gun was kept. He returned in a few minutes and rested the gun in a corner.

Mr. Horner went into the kitchen to get a drink. Dr. Simpson, who had been sitting with his head in his hands, as if in deep meditation, the women say, arose and said he would clean the gun. He passed into the kitchen. There was a double report that sounded almost like one, and a second or two later a heavy fall.

Dr. Simpson was very active in getting doctors, hurriedly driving the Horner horse to the physicians' residence, but did not carry the gun upstairs when he went to the garret.

The only eyewitness of the tragedy is insane, his reason having been unsettled by the sight. He is now in the Kings Park Hospital for the Insane. Dr. Simpson says the shooting was an accident. He says he was "breaking" the gun preparatory to cleaning it, and that it was the regular Republican, and others to refute that statement.

Expert gunners will be called by both sides, some to prove that a gun may be discharged while being "broken," and others to refute that statement. In the estimation of some the whole case will revolve around the question as to whether Dr. Simpson did or did not carry the gun upstairs when he went to the garret.

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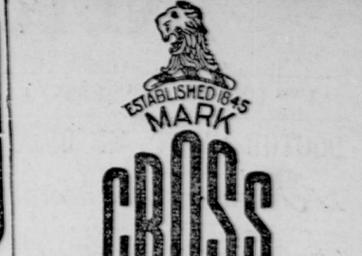
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John Jameson Three Star Whiskey Not merely what it has been for 125 years, but what it is TO-DAY—that's the keynote. W. A. Taylor & Co., Agts., 59 Broadway, N. Y.



THAW MAY BE PARETIC. Continued from first page.

whatever evidence has been sworn to is read to him and the trial proceeds. CLOSE WATCH ON JURORS. The seven Thaw jurors, who are practically prisoners at the Broadway Central Hotel, had a gloomy day of it yesterday. In some regards they are even more closely confined than Thaw himself. It had been planned for them to go driving, but the weather prevented, so they were forced to remain in the hotel. Nineteen rooms, including a private parlor and dining room, have been engaged for the jury on the third floor. Seven guards, with Captain W. J. Lynch in command, watch the jurors day and night. The men retire about 11 o'clock, and then all but one guard go off duty. This man is relieved at 2 a. m., and his successor at 5 o'clock. At 7 o'clock every one is awakened, rollcall is gone through, the same as in court, and the jurors breakfast.

The espionage over the jurors extends even to their recreations. They are allowed to play innocent games of cards, like old maid, casino and pinocle, but not for money. They may smoke, but drink only coffee, tea and the like. Papers are censored before being handed to them. No visitors are allowed except the men's wives. Mrs. Pfaff called on her husband yesterday and Captain Lynch, obeying the mandate of the court, would not let her talk to her husband until another juror and a guard entered the room. Even then she was compelled to speak in English, and in such a loud tone that every one could hear her. The Thaw trial was absolutely barred in the conversation.

This routine—the only relaxation being the walk to court—will be strictly adhered to until the case is ended. It was a subject of remark among lawyers yesterday that Thaw's lawyers have very cleverly kept their own counsel as to what the defense will be. In spite of the efforts of the District Attorney, not an inkling of it has been given. Not one of the seven counsel could be induced to discuss the matter yesterday, and it was said that nothing of it will be known until counsel makes the opening address to the jury. Who will make the address is an open question, but the choice lies between Mr. Hartledge and John B. Gleason. It was definitely stated that Mr. Deimas would not do so.

Of the thirty peremptory challenges which each side can use the defense has used one less than the prosecution. The defense has used eight, the prosecution nine. PITTSBURGH WITNESSES COMING. Detective O'Mara and Others Ready to Testify for Thaw.

Pittsburgh, Jan. 26.—Roger O'Mara, the former superintendent of police of this city, who was employed by Harry Kendall Thaw to gather evidence, will leave for New York with a number of witnesses, early next week, to be present at the Thaw trial. O'Mara is said to have been the first man sent for by Harry Thaw from the Tombs Prison.

Several trips that were made by the witness to the Brookline residence of Mr. and Mrs. Charles J. Holman, the stepfather and the mother of Evelyn Nesbit Thaw, are taken to indicate that O'Mara was either a witness to the shooting or that he had information from one of them. It is reported here that, following the trial, the Thaw will return immediately to his home in the cause of the notoriety, but may go to England for a time.

NEW PRIMARY LAW TESTED. Pennsylvania Voters Use Direct Vote for Candidates. Philadelphia, Jan. 26.—The new Uniform Primary Election act, one of the reform laws passed by the special session of the Legislature a year ago, received its first test yesterday. Pennsylvania, today, with the exception of those voting-state candidates, the new law does away with all nominating conventions of parties that have polled 2 per cent of the largest entire vote cast for any candidate at the preceding election, and provides that these parties shall nominate their candidates by direct vote of electors of the respective parties.

Although much interest was displayed in the operation of the new law, the number of votes cast did not come up to the expectation of party managers. The Republicans cast the heaviest vote. In Philadelphia the Republican, the City and the Democratic parties were entitled to hold primaries under the law, and they nominated candidates for Mayor, Receiver of Taxes, police magistrates, councilmen and judges of the peace. The names on the Republican ballot for the mayoralty nomination, ten on the City party ballot, which organized the names of Governor and John M. Walcott, City Controller, and the former won by a substantial majority. The bulk of the vote in the City was cast for William C. Rorer, the regular Republican ticket. At a late hour tonight the indications were that Potter has the nomination. The fight for the nomination is in doubt. The polls were open from 3 p. m. to 8 p. m., and under the law all saloons were closed from 1 p. m. until 9 p. m.

STREET WIDENING OPPOSED. Flushing Real Estate Company Wants Only Eighty Feet for Broadway. A petition is being circulated by the Business Men's Association of Flushing, asking the local board of improvement to limit the widening of Broadway to one hundred feet, from the new Flushing bridge to the city limits, at Little Neck. This petition, which has received a large number of signatures, is being vigorously opposed by the owners of property fronting in Broadway. They are circulating a counter petition asking that the street be widened to only eighty feet. Its width through the old part of Flushing. The Rickert-Finlay Realty Company, which owns Broadway-Flushing, leads the eighty-foot petition. This property has a frontage of 6,200 feet in Broadway, which has been laid out through the property eighty feet wide and improved with macadamized streets and cement sidewalks. The company says that the one-hundred-foot street would destroy not only most of these improvements, but also a double row of shade trees, many of which are more than a hundred years old.

The completion of the Flushing bridge calls attention to the importance of Broadway as a main boulevard between the Blackwell's Island Bridge and the colony on the north shore of Long Island. The bridge is only six miles away from the city, and the Flushing bridge to the city limits, at Little Neck. This petition, which has received a large number of signatures, is being vigorously opposed by the owners of property fronting in Broadway. They are circulating a counter petition asking that the street be widened to only eighty feet. Its width through the old part of Flushing. The Rickert-Finlay Realty Company, which owns Broadway-Flushing, leads the eighty-foot petition. This property has a frontage of 6,200 feet in Broadway, which has been laid out through the property eighty feet wide and improved with macadamized streets and cement sidewalks. The company says that the one-hundred-foot street would destroy not only most of these improvements, but also a double row of shade trees, many of which are more than a hundred years old.

SECRETARY SHAW TO SPEAK. "The Currency Question" will be the subject of an address to be delivered by Secretary Shaw of the Treasury at the Waldorf on Thursday. DOROTHY RUSSELL EINSTEIN DIVORCED. Justice O'Gorman, in the Supreme Court, yesterday signed the final decree of absolute divorce in favor of Dorothy Russell Einstein, daughter of William Russell Einstein, from her husband, Abbott Louis Einstein, a Mrs. Einstein is getting away with her maiden name. There is no mention of alimony in the decree.

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On their annual pilgrimage to Florida and the Mediterranean. Not with monklike fortitude to hardship—but Cross fashion—Cross Trunks and Bags—travelling in the lap of luxury.

The comfort of one's boudoir on the rail—the steamer—moments abroad that are almost rational. Cross Dress Trunks for Ladies. Have all the Cross finish—studious attention to detail—light, strong and durable—fit members of your entourage.

36 inches long, from.....\$21.50 40 inches long, from..... 24.00

Cross Trunks for Men. Cab Trunks, 36 inches long, from.....\$18.50 Cross Continental Trunks, from..... 25.50 Cross Leather Trunks, from..... 41.50

Cross Automobile and Steamer Trunks. Famous Willesden canvas—regulation English Government standard—extra light—straps all around—leather bound corners. Prices, from \$27.50

Cross Shirt and Hat Boxes. Solid sole leather—saddler sewn in our own workshops in England—variety of sizes—styles—prices.

Cross Madison Bags. English Grain Hide, from.....\$11.50 Pigskin (silk lined), from..... 23.00 Black Seal (silk lined), from..... 27.00

Fashionable short journey bag for either man or women—may be fitted with toilet articles. Fitted Dressing Bags, from.....\$26.25 Fitted Dressing Cases, from..... 4.00 Flasks, leather covered, from..... 2.25 Cross Suit Cases—Kit Bags—Balmoral Bags—every travelling convenience that ingenuity can devise.

Cross Leather Goods. Officer Purse—ideal for Muffs, from.....\$9.50 Cross Air Pillows, in leather case, from..... 5.50 Cross Air Head Rests..... 5.00 Cross Hot Water Bottles—silk covered leather cases..... 7.50 Cross Jewel Bags, from..... 26.75 Cross Chatelaine Bags, from..... 6.75 Cross Portfolios, fitted, from..... 3.50 Cross Travelling Watches, in cases, from..... 3.50 Cross Travelling Clocks, from..... 21.50

Cross Gloves. England's best—in all styles and weights. Cross Famous Hand-sewn Gloves for men or women.....\$1.50 Skating Gloves, wool lined, from..... 3.00 Same, silk lined, from..... 2.25

Mousquetaire Gloves for Ladies. 8-button, tan or black..... 2.50 12-button, tan, \$3.25; black..... 3.50 16-button, tan or black..... 4.50 8 and 12 button, white..... \$2.25 and 3.00 Ladies' Chamois Gloves, 12-button, yellow or white..... 2.25

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