

Index to Advertisements.

Table with 3 columns: Page, Col., and Advertiser/Category. Includes entries for Automobiles, Amusements, Apartments, etc.

New-York Daily Tribune.

SUNDAY, FEBRUARY 28, 1909.

This newspaper is owned and published by The Tribune Association, a New York corporation; office and principal place of business, Tribune Building, No. 151 Nassau street, New York; Ogden Mills, president; James M. Barrett, secretary and treasurer. The address of the officers is the office of this newspaper.

THE NEWS THIS MORNING.

CONGRESS.—Senate: The rivers and harbors bill was passed and endorsed by the Senate. The House: The Senate bill providing an opportunity for negro soldiers of the 25th Infantry to make themselves eligible for reinstatement was passed.

FOREIGN.—The general secretary of the American Red Cross says, in a dispatch from the Tribune, that the powers all claim to territorial compensation, and will receive from the United States the recognition of the annexation of Bosnia and Herzegovina, only economic and commercial advantages.

DOMESTIC.—President Roosevelt, in a letter to Secretary Newberry, said a tribute to the signal service of Commander Sims. Mr. Taft arrived in Washington, where preparations for the inauguration of the new President are being completed.

STOCKS.—The market was active and generally higher. The Mohawk's own engines saved her from going on the rocks near Hell Gate, after she had been released from the ledge on which she struck on Friday.

NAVAL REORGANIZATION.—The preliminary report of the board appointed by President Roosevelt to consider plans for reorganizing the Navy Department naturally lays stress on the two most obvious imperfections of the present system.

POPULAR AMUSEMENTS AGAIN.—The committee of social workers which has been moving for the provision and regulation of the amusements of the people, and which is now endeavoring to form a citizens' committee with those ends in view, has in mind a moderate and reasonable plan.

Secretary be chosen from among the recognized technical experts of the navy, or a competent civil engineer and naval architect be appointed. Second Assistant Secretary of the Navy, with charge of all the technical bureaus.

SAVE WORDS ON PEACE.

Not many men are entitled to speak on the making and maintenance of peace among the nations as authoritatively as Mr. Root is, and not many have done so with more fine reasonableness and convincing eloquence than he did at the dinner of the Peace Society in his honor on Friday night.

Mr. Root did not largely dwell upon the unrivaled work for peace which is necessarily being done by the diplomatic agencies of the nations, though nobody could have done so with more authority than he, and he might have done so without fearing any just reproach of magnifying his own office.

Mr. Root did not largely dwell upon the unrivaled work for peace which is necessarily being done by the diplomatic agencies of the nations, though nobody could have done so with more authority than he, and he might have done so without fearing any just reproach of magnifying his own office.

Mr. Root did not largely dwell upon the unrivaled work for peace which is necessarily being done by the diplomatic agencies of the nations, though nobody could have done so with more authority than he, and he might have done so without fearing any just reproach of magnifying his own office.

Mr. Root did not largely dwell upon the unrivaled work for peace which is necessarily being done by the diplomatic agencies of the nations, though nobody could have done so with more authority than he, and he might have done so without fearing any just reproach of magnifying his own office.

Mr. Root did not largely dwell upon the unrivaled work for peace which is necessarily being done by the diplomatic agencies of the nations, though nobody could have done so with more authority than he, and he might have done so without fearing any just reproach of magnifying his own office.

Mr. Root did not largely dwell upon the unrivaled work for peace which is necessarily being done by the diplomatic agencies of the nations, though nobody could have done so with more authority than he, and he might have done so without fearing any just reproach of magnifying his own office.

Mr. Root did not largely dwell upon the unrivaled work for peace which is necessarily being done by the diplomatic agencies of the nations, though nobody could have done so with more authority than he, and he might have done so without fearing any just reproach of magnifying his own office.

Mr. Root did not largely dwell upon the unrivaled work for peace which is necessarily being done by the diplomatic agencies of the nations, though nobody could have done so with more authority than he, and he might have done so without fearing any just reproach of magnifying his own office.

Mr. Root did not largely dwell upon the unrivaled work for peace which is necessarily being done by the diplomatic agencies of the nations, though nobody could have done so with more authority than he, and he might have done so without fearing any just reproach of magnifying his own office.

An innocent way persons who, without proper entertainment, would be attracted to some of the various forms of vice. No doubt the places where such shows are given should be made safe. That is the business of their proprietors, and it is the function of the city which licenses them to see that they are safe.

On the subject of playgrounds the programme calls for no great expenditure. The Parks and Playgrounds Association last summer obtained plenty of consent to its use, and with money privately contributed it furnished playgrounds, baseball fields, etc., for the tenement dwellers, taking a personal interest, if to be well taken, in boys who were reported to be wild and given to bad company.

On the subject of playgrounds the programme calls for no great expenditure. The Parks and Playgrounds Association last summer obtained plenty of consent to its use, and with money privately contributed it furnished playgrounds, baseball fields, etc., for the tenement dwellers, taking a personal interest, if to be well taken, in boys who were reported to be wild and given to bad company.

On the subject of playgrounds the programme calls for no great expenditure. The Parks and Playgrounds Association last summer obtained plenty of consent to its use, and with money privately contributed it furnished playgrounds, baseball fields, etc., for the tenement dwellers, taking a personal interest, if to be well taken, in boys who were reported to be wild and given to bad company.

On the subject of playgrounds the programme calls for no great expenditure. The Parks and Playgrounds Association last summer obtained plenty of consent to its use, and with money privately contributed it furnished playgrounds, baseball fields, etc., for the tenement dwellers, taking a personal interest, if to be well taken, in boys who were reported to be wild and given to bad company.

On the subject of playgrounds the programme calls for no great expenditure. The Parks and Playgrounds Association last summer obtained plenty of consent to its use, and with money privately contributed it furnished playgrounds, baseball fields, etc., for the tenement dwellers, taking a personal interest, if to be well taken, in boys who were reported to be wild and given to bad company.

On the subject of playgrounds the programme calls for no great expenditure. The Parks and Playgrounds Association last summer obtained plenty of consent to its use, and with money privately contributed it furnished playgrounds, baseball fields, etc., for the tenement dwellers, taking a personal interest, if to be well taken, in boys who were reported to be wild and given to bad company.

On the subject of playgrounds the programme calls for no great expenditure. The Parks and Playgrounds Association last summer obtained plenty of consent to its use, and with money privately contributed it furnished playgrounds, baseball fields, etc., for the tenement dwellers, taking a personal interest, if to be well taken, in boys who were reported to be wild and given to bad company.

On the subject of playgrounds the programme calls for no great expenditure. The Parks and Playgrounds Association last summer obtained plenty of consent to its use, and with money privately contributed it furnished playgrounds, baseball fields, etc., for the tenement dwellers, taking a personal interest, if to be well taken, in boys who were reported to be wild and given to bad company.

On the subject of playgrounds the programme calls for no great expenditure. The Parks and Playgrounds Association last summer obtained plenty of consent to its use, and with money privately contributed it furnished playgrounds, baseball fields, etc., for the tenement dwellers, taking a personal interest, if to be well taken, in boys who were reported to be wild and given to bad company.

On the subject of playgrounds the programme calls for no great expenditure. The Parks and Playgrounds Association last summer obtained plenty of consent to its use, and with money privately contributed it furnished playgrounds, baseball fields, etc., for the tenement dwellers, taking a personal interest, if to be well taken, in boys who were reported to be wild and given to bad company.

parliamentary factions and the populace there might be storms which it would require all the strength of the government to quell.

The expected has happened at Wesleyan University in the decision of the trustees to discontinue the co-educational system which has prevailed there for many years. Several years ago one of the most eminent and venerable of the trustees of Wesleyan, addressing the alumni of another co-educational college, warned his hearers that at their institution they would surely soon find themselves confronted by the same problem with which Wesleyan was then struggling and "the end of which was inevitable," that end being, of course, that "the girls must go."

Apparatus by which the distance traversed by a chariot was measured and indicated by a tap on a drum was known in China as long ago as the year 1027. Professor Giles, of Cambridge, England, furnishes a description of it to "The London Times." As the taxicab tariff of that remote day is not appended to the account, it is impossible to discover what extras were added to the regular charge and whether or not two different rates were demanded for the same distance. Until further information is available it cannot be determined whether Chinese practice nine centuries ago paralleled that of the metropolis of the New World to-day. We doubt it.

THE TALK OF THE DAY.

A plan to discourage Chicago spitters by posting their names and the amounts of their fines weekly in the various surface and elevated cars, as is done in London, has been suggested to Dr. W. A. Evans, health officer of Chicago, by Dr. Alfred J. Soper, who recently returned from a European tour. Dr. Evans says he is seriously considering the possibility of having such a plan provided for by ordinance, in case the aldermen are unwilling to legislate the smoking cars and compartments out of existence. Dr. Levy says that signs are plentiful in London cars reading in style, "John Jones was fined 20 shillings for spitting in this car last week."

The Vicar's Daughter—Papa's subject to-night is to be "Love One Another. Shall we go, Henry?—Henry, no, dear. I think we had better stay at home and practice what your father is preaching."—Tit-Bits.

The Charleston News and Courier suggests as a substitute for prohibition measures that have been proposed in South Carolina, the passage of a law requiring all persons who drink intoxicating liquors to obtain a license before being permitted to take a drink of any sort of malt or alcoholic liquor. "If there were no drinkers of such stuff, there would be no sellers," says "The News and Courier." "Why not license the drinkers instead of the manufacturers and dealers?"

In Distress.—They were talking about the wedding of the high school of such stuff, "And Q Q D is the signal of distress," remarked the pretty coo. "Yes," said the high school, "I always use those letters when I send a distress message to the old folks at home." "Why do you use Q Q D?" "I use Q Q D," said the high school, "because it is a most conspicuous manner, 'read-on-your-Door Car'."

A certain venerable citizen of a Pennsylvania city entertains high esteem of his eldest daughter's medical abilities. "There being a guest one evening, the old gentleman was to have a party to spend the evening in the 'parlor,' while his daughter, accomplished her whole repertoire for the edification of the strange company, turning to the old man when one selection had been achieved, 'there are some songs to sing to you, but I don't think you are fit to sing to me, my dear,' 'My daughter puts in a good deal of her time trying to kill me, but unavailingly, sir, unavailingly.' 'Is he making good in his new line of work?' 'Yes, indeed, he is. He is finding favor with the way he has carried on the business.'—Detroit Free Press.

In an action brought by a dentist in the Yorkville Municipal Court a few days ago against a printer for services rendered to the printer's wife it was alleged that the dentist had agreed to take pay for his professional services in printing. The testimony recalled the fact that a short time ago a dentist called on a printer to print a circular for the printer's wife. In this he sent out a circular soliciting business. In the meantime, the printer's wife had been in the dentist's office for dental services, or for 'to say you part cash.' In one office building the circular reached a lawyer, an insurance broker, a correspondent for a European paper, a public accountant and a purchasing agent, none of whom felt justified in opening an account on the terms suggested.

"Papa," "Yes, daughter," "Who was Cinderella?" "Who was Cinderella, my child, was the first woman to get a No. 4 foot into a No. 2 shoe, I believe."—Yonkers Statesman.

Robert C. Ogden, merchant and philanthropist, for years the head of the New York Wanamaker's, pictured the attractive and charmingly young woman in an address in the Harvard Union recently. "The personal constituent," said Mr. Ogden, "is an important factor in the success of the large store. While it is true that success depends in a degree on the good will of the clients, after all the personal equation is the most important. In short, the man needed to make a successful merchant must have intelligence, integrity, originality and initiative and also a good training. These characteristics are found in the college graduate. The realms of retail business present a boundless field leading to artistic and ethical ends, and everything considered, it is a great field for practical experiment."

About People and Social Incidents

AT THE WHITE HOUSE.

(From The Tribune Bureau.) Washington, Feb. 27.—The President sent a special message to Congress to-day, transmitting the final report of the commission appointed to suggest a plan for the reorganization of the Navy Department.

The well-wishers who came to-day to say good-by to the President exceeded all records, according to the memory of White House attachés who have been here for thirty years. The President will give a farewell reception to the Washington correspondents on Monday morning at 11:30 o'clock.

Among the White House callers to-day were Secretary Wright, Secretary Garrison, Justice Harlan, Justice Moody, J. W. Foster, Gilford Pinchot, Senators Clapp, Devereux, Curtis, Doolittle, Warner, Gary, Aldrich, Root, La Follette, Crane, Bourne, Hopkins and Clark. Wyoming Representatives Sulzer, Humphreys, Edwards, Foster, Crumpacker, French, Snowden, Parsons, Howell, Cooper, Otlett, Nelson, Madison, Alken, Morse, Hepburn, Bede, Roeder, Goulden, Burke, Gronna and Sparks; Delegate Andrews, ex-Mayor Phelan of San Francisco; Governor Hoggatt of Alaska, H. H. Dodge, superintendent of Mount Vernon; John H. Hammond, Jr., H. H. Remmet, of Little Rock; Seth Ballock, of South Dakota; W. A. Bear, of "Country Life"; Consl J. E. Jones, of Winnipeg; W. S. Robinson, of North Carolina; Professor Henry Pritchett; E. L. Madox, of Grand Rapids; Marshall Abernethy and wife, of Oklahoma; the Rev. and Dr. McKim and W. R. Ellis, of Oregon.

The President to-day entertained a luncheon party composed of Rear Admiral Sperry, Rear Admiral Wainwright, Hiram Maxlin, General Crozier, Captain Clay, Captain Chancy, Captain Lathrop, Kelly and Captain Gleason, U. S. N. The President went horseback riding before dinner.

THE CABINET.

(From The Tribune Bureau.) Washington, Feb. 27.—Mrs. Bacon, wife of the Secretary of State, and Mrs. Newberry, wife of the Secretary of the Navy, went to Baltimore to-day to attend a luncheon given by Mrs. Bonaparte, wife of the Attorney General. They returned this afternoon.

The Secretary of War and Mrs. Wright will entertain several out-of-town guests for inaugural week. The number will be their daughters, Mrs. John Watkins and Mrs. Palmer, and Mrs. Bryan, the niece of Mrs. Wright, from Memphis. The Secretary of the Navy and Mrs. Newberry will have as guests next week Mrs. John S. Newberry, of Detroit, mother of the Secretary; Mrs. and Mrs. John S. Newberry, Jr., of New York, his brother and sister-in-law, and Victor Barnes, brother and sister-in-law.

THE DIPLOMATIC CORPS.

(From The Tribune Bureau.) Washington, Feb. 27.—The Austrian Ambassador and Baroness Hengemüller and the little daughter, Baroness Milla Hengemüller, will leave here on Monday for New York, preparatory to sailing for Europe, where they will remain for several months. The ambassador and the baroness have been constantly entertained for several weeks past, and to-night dined with Senator Du Pont. The Norwegian Minister has gone to a sanatorium near the capital for a short time, and course of treatment. He was accompanied by Mrs. Guide.

The Swedish Minister and Mme. de Lagercrantz will entertain for the inaugural exercises Countess Paunde and Mrs. Wood, who will arrive on Wednesday. A large party of New York people are expected here next week for the inaugural exercises, among them being Mr. and Mrs. Timothy L. Woodruff, Mr. and Mrs. Henry W. Coe, Mrs. Charles B. Halsey, Mrs. E. B. Frost, Mrs. Peter Tooker and Mrs. Donald M. Lauder. Governor and Mrs. Hughes of New York have engaged a suite of rooms at the New Willard for inaugural week, and the next Attorney General and Mrs. George W. Wickersham and their daughter, Miss Dorothy Wickersham, will also occupy a suite of rooms there.

NEW YORK SOCIETY.

All eyes will be turned toward Washington during the coming week in connection with the Presidential inauguration ceremonies, which will command a considerable amount of attention on the part of New York society. The latter will be extensively represented at the festivities there, and while most of the parties which have been organized for the affair will be returning home by Saturday next, there are numbers who propose to remain on in Washington throughout the month of March, so as to attend the launching of the new administration. The delegation of prominent citizens of New York taking part in the parade along Pennsylvania avenue on Thursday is an exception to the general rule. The father of its members are taking their wives and daughters with them to Washington, it follows that the programme of society here will be affected by the absence of so many of its members.

Still, there will be plenty to engage the interest of the fashionable world in New York between now and Saturday, and one of the features of the week will be the amateur theatrical entertainment to be given by Mrs. Vanderbilt at her house in West 67th street on Friday night. The plays presented are to be comedietta and salon vaudeville in French. A number of dinners will be given in connection therewith, the various hostesses afterward taking out their guests to Mrs. Vanderbilt, among those who will take part in the plays are Mrs. Gordon Knox Bell, Miss Bell B. Gurnee, daughter of Mr. and Mrs. Walter S. Gurnee; Miss Eleanor Whitridge, daughter of Mr. and Mrs. Frederick C. Whitridge; the Comte de Ganay and the Viscount de Perigny. The ballroom will be transformed for the occasion into a small theatre, and a stage will be erected at the rear of the room. There will be a full dress rehearsal of the plays on Tuesday evening at Mrs. Vanderbilt's, to which she has asked a number of her friends who will be unable to be present on Friday.

Among the weddings of the week is that of George Westinghouse, Jr., to Miss Violet Evelyn Brocklebank on next Thursday at Ironton, the country place in Cumberland of Sir Thomas Brocklebank, the father of the bride and one of the leading merchants of Liverpool. George Westinghouse, Sr., sailed from here on Wednesday last on board the Mauretania to be present at the ceremony, which was to have occurred last December, but had to be postponed on account of the illness of the bride. Miss Violet Westinghouse will be attended by her twin sister, Miss Sylvia Brocklebank; by her cousin, Miss Katherine Brocklebank and Miss Sylvia Needham, and by Miss Edith Parker, while Charles Rogers Williams, of Derby, Conn., will officiate as the best man. Mrs. Brocklebank is the second daughter of Sir Thomas. His father was born as Thomas Fisher, but secured permission of the Crown to assume the name and arms of the Brocklebank family, to which his mother belonged, on succeeding to the estates of her brother in Cumberland.

Miss Jacquelyn Kelley's marriage to Joseph B. Russell, Jr., of Boston, nephew of the late Governor William E. Russell of Massachusetts and a member of the Somerset and Union clubs, of Boston, will take place on Saturday at the East 83d street home of her parents, Commander J. D. Jordell Kelley, U. S. N., and Mrs. Kelley. Miss Russell and Miss Nathalie Kelley, sisters of the bride, will be her only attendants, and Charles T. Russell will be his brother's best man. After a wedding trip in the South the newly married couple will make their home in Cambridge, Mass.

W. Rhinelander Stewart has issued invitations for a large dinner on Tuesday night for his niece, Miss Evelyn Withersbee, one of the debutantes of the season. Mr. and Mrs. Henry Clews take possession of their new house, No. 27 West 114th street, early this week.

Maxwell Stevenson has succeeded Samuel White as master of the Meadow Brook Hunt, and hunting will begin in the Meadow Brook club district under his direction this week, providing the weather proves favorable. The impending resumption of hunting is attracting many of the Long Island set to their country houses at Hempstead, Roslyn, the Wheatley Hills, etc. The clubhouse is becoming once again a hot scene after a long absence, and everything points toward a very gay suburban season.

Alfred G. Vanderbilt sailed from England for New York yesterday. He will be here for a couple of weeks, and will then return to England to remain until the summer. Frederick Townsend Martin leaves for Washington to-morrow, and after the inauguration on Thursday will go to Palm Beach, to remain until the middle of March, when he will return to town.

Mr. and Mrs. Stuyvesant Fish sail for Europe on Wednesday, to remain abroad until the summer. Mrs. Fish will be "at home" in her house, Tuesday afternoon at her house, in East 33rd street. Mrs. John R. Drexel will give a large dinner next Sunday at her house, in East 63d street.

Mrs. J. J. Wynn will give a dinner on Tuesday at her house, in East 54th street. Peter Goelitz Gerry has just returned to New York from England, where he spent the last three months. Mrs. J. Russell Soley will give a dinner on March 9 at her house, in East 58th street.

Mr. and Mrs. Frederick W. Vanderbilt sailed for Europe yesterday. Mrs. William Douglas Sloane, Mrs. James Abercrombie Burton, Mrs. Charles B. Alexander and Mrs. John E. Parsons are among the patronesses of the concert which is to take place on Friday afternoon next at the Waldorf-Astoria for the benefit of Arthur Rosenstam. Mme. Olive Fremstad, Miss Ada Sassoli, Emilio de Gogorza and Herbert Witherspoon figure on the programme, and tickets can be obtained from the above mentioned patronesses or from Miss Florence Deane, No. 15 West 44th street.

Lady Winifred Elvess and her husband, Gertrude Elvess, are due here this week from England. Gertrude Elvess is to sing in the "Dream of Gerontius" on the occasion of its production in March by the New York Oratorio Society. Lady Winifred is a sister of the Earl of Denbigh. A café chantant was given at the Hotel Gotham yesterday afternoon under the auspices of the crisis committee of the Babies' Hospital, for the purpose of endeavoring to do for the hospital. The vaudeville consisted of songs by Miss Hilda Lockwood, Alvin V. Baird, Perry Belmont, Miss Helen Kernan; monologues by Miss Cornelia R. Barnes; Mrs. Clifford Moore; instrumental music by P. Darlington De Coster, Pemberton Sturges and Master William Schubert, and a song and dance by Ralph W. Page and Robert P. Kernan. At the tables and serving as waitresses were members of the crisis committee, which includes among others Miss Nina R. Chagovin, Miss Helen Glover, Miss Emily Giddings, Miss Dorothy Stille, Mrs. Frances L. Howland, Miss Edith V. C. Jay and Miss Marion Willets.

IN THE BERKSHIRES. (By Telegraph to The Tribune.) Lenox, Feb. 27.—The engagement was announced to-day of Edward A. Burdett, a Lenox country resident, to Mrs. Huger, of South Carolina. The wedding will take place in Norfolk, Va., in the spring, and will be performed by Bishop Randolph of Southern Virginia. Mrs. Huger is a daughter of Judge Garrett, of Norfolk. The Garrett family has been prominent in Virginia, and a brother of Mrs. Huger married the daughter of Bishop Randolph. Mr. and Mrs. David Lydig, of New York, are at the Curtis Hotel. Miss Adele Brewer has closed her house, Hillside, in Stockbridge, and gone to Washington to assist her brother, Justice David E. Brewer, and her sister, Mrs. Justice David E. Brewer. After the inauguration she will sail for Tarsus, Asiatic Turkey, where she will spend the spring and early summer with another sister, Miss Elizabeth Brewer, who is a teacher in St. Paul's School, which is conducted by the American Board of Commissioners for Foreign Missions. Mrs. Charles McBurney and her son, Harry McBurney, of New York, are guests of Mrs. Austin B. Rogers at the Crossways, in Stockbridge. Mr. and Mrs. George Batey Blake sailed yesterday for France, where they will spend the early spring on the Riviera. Before his departure Mr. Blake announced that he would be a candidate for re-nomination as a member of the Lenox Board of Selectmen. The marriage of Miss Katherine Peck, eldest daughter of Mr. and Mrs. Thomas Peck, of Pittsfield, and Mashion Ogden Bradley, of Chicago, will take place on March 3 in the Peck home in Pittsfield. Mr. and Mrs. William B. Osgood Field and W. Adams Delano have been in Lenox looking over the construction of Mr. Field's new country house at Highland. A fair Goodman departed yesterday for a month in New York. Miss Rosalie C. Goodman is now in New York, a guest of Miss Clementina Furness. Miss Helen Kobb, of New Brighton, Staten Island, is a guest of Mrs. F. L. Warren in Stockbridge. William Palmestock and Charles Astor Bristol, of New York, arrived to-night at the hotel.

AN ENGAGEMENT IN PARIS. Paris, Feb. 27.—The engagement is announced of Miss Florence Whittell, daughter of Mrs. A. P. Whittell, of San Francisco, to Kurt Albert. The wedding will take place here on March 8. THE CLEVELAND PORTRAIT FUND. Its Completion Before March 18, Date of Memorial Urged. From The Boston Advertiser. More than \$300 has been contributed already for placing a portrait of Grover Cleveland along with portraits of other former Governors in the executive chamber of the New York State Capitol. Cleveland is the only one of the three New York Governors whose portrait does not hang in the Capitol. The portrait of Grover Cleveland was added to the portraits of Martin Van Buren and Theodore Roosevelt. It is quite true that a fair Goodman departed yesterday for a month in New York. Miss Rosalie C. Goodman is now in New York, a guest of Miss Clementina Furness. Miss Helen Kobb, of New Brighton, Staten Island, is a guest of Mrs. F. L. Warren in Stockbridge. William Palmestock and Charles Astor Bristol, of New York, arrived to-night at the hotel.

DEFINITION OF ASSAULT IN ENGLAND. From The Manchester Guardian. An assault may be committed without the exercise of any actual force, as a person may justify himself by the use of force in the case of a violent crime by physical contact with another person. "Assault and battery" therefore, is not a mere legal phrase, but must be present in the mind of the party threatened, but that in itself (not very logically) is not sufficient. It often happens that a person is carrying out his implied threat, whether the victim knows it or not. Thus, a pistol at a person is certainly an assault, to point an unloaded pistol is not.