FARMS FOR THOUSANDS

Vast Areas To Be Opened to Homeseekers in the Autumn.

SETTLEMENT IN OCTOBER

Lands Recently Eliminated from National Parks in the West and Northwest.

Washington, Aug. 2.—Thousands of acres of unappropriated lands which were eliminated from the national forests and restored to the public domain by recent proclamation of President Taft will be thrown open to homestead settlement and entry this fall, according to orders issued to-day by Acting Secretary Pierce of the Interior Department.

The lands are in Colorado, New Mexico, Washington, Oregon, Utah, Idaho and Wyoming. The Secretary also has restored to settlement on October 22 and to entry on November 21 about 9,220 acres in the Great Falls, Mont., land district, formerly withdrawn. The dates of opening the former forest lands, together with the extent of the areas, are as follows:

Colorado, subject to settlement October 18 and to entry November 17—White River National Forest, 6,765 acres in Rio Blanco and Garfield counties, all of which is chiefly unappropriated; Battlement National Forest, 16,562 acres in Mesa and Delta counties, about 86 per cent of which is unappropriated; Gunnison National Forest, 11,195 acres in Delta, Gunnison and Montrose counties, all of which is chiefly unappropriated; Uncompahgre National Forest, 45,489 acres in San Miguel and Montrose counties, about 45 per cent of which is unappropriated; Cochetopa National Forest, 5,640 acres in Saguache County, all of which is chiefly unappropriated; San Isabel National Forest, 29,365 acres in Saguache, Frémont, Custer, Las Animas and Huerfano counties, about two-thirds of which is unappropriated.

New Mexico, subject to settlement October 22 and to entry November 21—Lincoln National Forest, 68,348 acres in Torrance and Lincoln counties, and Datil National Forest, 55,178 acres in Socorro County, all of which is chiefly unappropriated.

Washington, subject to settlement October 18 and to entry November 17—Rainier National Forest, 5,910 acres in Kittitas County, very little of which is unappropriated; Kaniksu National Forest, 8,584 acres in Stevens County, about 37 per cent of which is unappropriated; Colville National Forest, 43,096 acres in Okanogan and Ferry counties, about one-third of which is unappropriated.

Oregon, subject to settlement October 22 and to entry November 21—Umatilla, 69,518 acres; Deschutes, 16,152 acres; Malheur, 4,485 acres; Whitman, 6,756 acres, and Wallowa, 206,635 acres. The eliminated areas are scattered along the borders of these forests, in the northeastern part of the state, in Wheeler, Crook, Grant, Umatilla, Wallowa and Baker counties.

Utah, subject to settlement October 22 and to entry November 21—Minidoka National Forest, 25,170 acres in Boxelder County, all of which is chiefly unappropriated.

Idaho, subject to settlement October 22 and to entry November 21—Minidoka, 72,152 acres; Caribou, 23,172 acres; Pocatello, 22,236 acres. The eliminated areas are largely unappropriated and consist of scattered tracts in the southeastern part of the state, in Bingham, Bannock, Bear Lake, Cassia, Twin Falls and Oneida counties.

Wyoming, subject to settlement October 22 and to entry November 21—Caribou, 722 acres, and Targhee, 5,480 acres. The eliminated areas are in Uinta County and are chiefly unsurveyed and unappropriated.

TO PROBE RATE RAISE

Commission Will Investigate New Haven's Recent Advance.

Washington, Aug. 2.—On its own initiative, under the amended act regulating interstate commerce, the Interstate Commerce Commission to-day announced that it had instituted a proceeding against the New York, New Haven & Hartford Railroad Company on account of that system's recent advance in commutation passenger rates.

Scores of complaints have reached the commission of these advances, the allegation generally made being that they are unreasonable and unjust in view of the fact that for many years lower rates were in effect. It is proposed by the commission to inquire into the propriety and justice of the advances which have been put into effect between New York City and points without the State of New York on the lines of the New Haven road.

The road is directed by the commission to file with it not later than September 1 a statement of the reasons and justification for the advances made.

[By Telegraph to The Tribune.]

New Haven, Aug. 2.—President Mellen of the New York, New Haven & Hartford Railroad was asked to-day to discuss the action by the Interstate Commerce Commission on behalf of the road's commuters through the press departments of the road. The following statement was given out: "The railroad company has not received official notice from the Interstate Commerce Commission of any action by it, but the company will, of course, answer any complaint when received."

ENDS 188TH TRIP ACROSS OCEAN.

Louis Metzger, a buyer of millinery novelties, ended on the Kaiser Wilhelm der Grosse yesterday his 188th trip across the Atlantic. Beginning in 1868, he has made several trips to the other side every year, gathering in Paris and Vienna the ideas and material which are so integral a part of the adornment of Fifth avenue. Mr. Metzger said the powers that be had decreed that women's hats shall be smaller in the future, to blend better with the hobble skirt.

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SCENE OF CAVE-IN, WHERE THREE BOYS LOST THEIR LIVES.

ALFRED SOHN, JOHN SOHN AND CARROLL VERHAS, WHO WERE KILLED.

ALEXANDER SULLIVAN AND HIS DOG, WHICH LED TO DISCOVERY OF BODIES.

QUALEY AND CORBETT SUE

Continued from first page.

the waiting arms of Detective Price and the process server.

Magistrate Krotel held the two men in $10,000 bail for a hearing this morning at 9 o'clock. Mr. McIntyre said that he would ask for an adjournment this morning, and would try to furnish bail. He was told that a requisition signed by Governor Hughes to take Qualey and Corbett to Rhode Island was on the way to this city from Albany, and went to work on a new application for a writ of habeas corpus to be presented to the Supreme Court this morning.

Other Qualey Enterprises.

More letters were received in this city yesterday telling of persons who had lost money through investments in Qualey's enterprises. D. L. Prendergast and Charles R. Darling, of Boston, told of losses by John J. Fenneno, formerly of Boston, but now of this city. Fenneno was said to have lost his money through the Slatine Company of America.

This company is said to have cost Fenneno and his friends about $6,000. In November, 1909, a year after Qualey had tried to float the Magnesia Asbestos Company in Boston, he was arrested in the Hotel Lenox, in that city, and bailed out on a cash bond.

Philadelphia and Cleveland, also, produce letters telling of Qualey's operations. A few months ago he was arrested in this city as a suspicious person by Detective McMullen of the Central Office. Qualey was floating around the hotels at that time. He was taken before Magistrate Keiran O'Connor in the Jefferson Market court, and discharged for lack of evidence.

CANNOT HONOR REQUISITION

Governor Hughes Wires Governor Facts Alleged Are Insufficient.

Providence, Aug. 2.—Governor Charles E. Hughes, of New York, has refused to grant extradition to this state of John Qualey and Harvey Wiley Corbett, who are wanted by the police of Newport on the charge of conspiracy in defrauding Mrs. W. T. Bull, widow of the noted surgeon, out of $35,000. The following telegram was received by Governor Aram J. Pothier to-night from Governor Hughes:

I regret that I cannot honor your requisition received this day for the rendition of John A. Qualey and Harvey Wiley Corbett, charged in Rhode Island with the crime of conspiracy. There appears to be no indictment, and the affidavits presented do not state sufficient facts to justify me in issuing a warrant. While the papers show representations made by Qualey, the essential allegations as to the falsity of these representations are made wholly upon information and belief.

No case whatever is made against Corbett. Please advise me whether application will be made upon additional papers.

CHARLES E. HUGHES,
Governor of New York.

HAD NEVER HEARD OF QUALEY.

Mrs. Philip Van Valkenburgh said goodby to Edward Lauterbach, her counsel, at the pier and sailed yesterday on the Kaiser Wilhelm II, after saying that if her husband were the "right sort" he would break John Qualey's head. She denied again emphatically that she ever had anything whatever to do with the promoter or his companies, that she had ever heard of him until Tuesday. Mrs. Van Valkenburgh said she intended to remain abroad until the court wanted her to appear in her suit for divorce against her present husband, which, she expects, will be some time next December.

CUTTER PERRY ABANDONED

Likely to Go to Pieces in the First Storm—Cost $100,000.

[From The Tribune Bureau.]

Washington, Aug. 2.—The revenue cutter Commodore Perry struck a reef off Tonki Point, St. Paul Island, in Bering Sea, on July 26, and is a total loss. The first news of the wreck was received at the Treasury Department to-day in a dispatch sent by way of Nome by Captain Foley, senior officer of the Bering Sea fleet. As there are no wrecking appliances in the vicinity of the Pribylov Islands, and the vessel began to fill with water soon after she struck the reef, Captain Foley ordered her stripped and abandoned. At the time of the accident the cutter had fifty officers and men aboard. They were distributed among the other vessels, no lives being lost. The Perry will go to pieces in the first storm.

The wrecked vessel was under the command of Captain F. J. Haake, whose home is in New York. She was built at Buffalo, in 1884, for service on the Great Lakes. Her first station was Erie, Penn., and this led to her being named the Commodore Perry. From 1891 to 1893 the Perry was stationed at New York, succeeding the cutter Grant at that port. From New York the Perry went around the Horn to the Pacific, Captain Worth G. Ross, now chief of the revenue cutter service, being the executive officer on that trip. The Perry is 161 feet long and was built at a cost of about $100,000. It is estimated that $200,000 will be required to build a modern cutter to take the place of the wrecked vessel.

As it is at this season that the Japanese poachers ply their trade most vigorously, it is probable that a cutter will be ordered from Seattle, Portland or San Francisco to join the Manning and the Takoma in the protection of the rookeries.

THREE BOYS FOUND DEAD

Continued from first page.

from being caught in the new cave-in. A cave-in of a similar character is what the police believe caught the boys.

The families of the dead children moved from 14th street and Avenue A only about five weeks ago. The bodies were removed to their homes on an order from the Coroner. No arrests have been made.

HUB'S MAYOR AFTER POINTS

"Honey Fitz" in City with Three of His Lieutenants.

Mayor John F. Fitzgerald of Boston—"Honey Fitz"—was in New York yesterday, with three of his lieutenants, getting ideas on how to improve a city. Not that Mayor Fitzgerald thinks New York is ahead of Boston in everything. Not at all.

"You have a great city here," he said last night in the Hotel Knickerbocker, "but you need to do some things yet. Louis Rourke, the Superintendent of Streets; James Pettigrew, the Superintendent of Parks, and Robert Shurtleff, the landscape architect, of Boston, went with me to-day to Brooklyn, where Park Commissioner Kennedy showed us some fine parks.

"But one thing we remarked particularly was that you have done nothing for the Shore Road. There's a great opportunity there. New York has so many visitors, and so many automobilists pass along that road. Why, with a city as rich as this you ought to put $5,000,000 into that road to-morrow.

"The George Parkman Fund amounts to $5,500,000, and we expect to derive about $200,000 annually from it to improve our present park system, which, by the way, is far ahead of New York's. We are going to put an aquarium in the Marine Park and a 'zoo' in Franklin Park.

"The other purpose which brought us here was to look over the disposal of garbage. We visited the Staten Island reduction plant and the Barren Island destruction plant. Boston's garbage contract expires in 1912, and we expect to handle the job municipally. We will probably visit Milwaukee, Montreal and other cities later."

The Mayor of Boston said that the political situation was very quiet up that way just now.

"But you can say for me," he added, "that there is going to be a Democratic Governor in Maine, and in Massachusetts, too. And there is going to be a Democratic House in Washington next year, and the next President also will be a Democrat."

E. B. VREELAND RENOMINATED.

Olean, N. Y., Aug. 2.—At the 37th District Republican Congress convention to-day E. B. Vreeland, of Salamanca, was nominated to succeed himself.

$200,000,000 NOT ASSESSED

Chicagoans May Have to Pay Taxes on Foreign Stocks.

Chicago, Aug. 2.—Chicago millionaires were taken by surprise yesterday when Frank W. Jones, president of the Illinois Tax Reform League, filed with the Board of Review a statement alleging that $200,000,000 of stocks in foreign corporations owned by citizens of Cook County have been concealed from the assessors and reviewers and have not been assessed. It is held by lawyers for stockholders that stock in foreign corporations is not subject to taxes in Illinois, but the league says it is.

Altogether there are seventy men in the league's list, which is headed by the names of J. Ogden Armour and Edward Morris. According to Mr. Jones, some of these men have not been assessed on anything like the amount of assessable personal property owned by them for the period beginning in 1905, and he claims that $15,000,000 could be added to the revenue of the county if the legal penalty should be added.

The association gave notice to the Board of Review of its intention to file with the Circuit Court of Cook County mandamus proceedings to compel that body to assess the stock of foreign corporations held by residents of this county.

The list submitted by the Tax Reform League gives the following holdings for the richest men named: Edward Morris, $39,919,700; J. Ogden Armour, $32,119,700; Joy Morton, $6,600,000; Arthur Meeker, $5,370,000; John J. Mitchell, $4,020,000; Louis F. Swift, $5,129,000, and E. F. Swift, $5,036,000.

CORONER AND POLICE CLASH

Holtzhauser in Dispute with Lieutenant Over Body.

A man believed to be John Knight, a hoisting engineer, was run down and instantly killed, last night, by a southbound Eighth avenue car at 119th street. The car was in charge of James McSherry.

When Coroner Holtzhauser appeared on the scene he gave permission for the removal of the body and ordered it sent to an undertaking establishment. A patrol wagon arrived before the undertaker's wagon, however, and the body was taken to the West 125th street police station.

A few minutes later the undertaker's wagon arrived to remove the body. Coroner Holtzhauser told the police he knew the dead man and demanded that the undertaker be permitted to remove the body. The lieutenant on the desk refused to allow that until the man had been positively identified by relatives.

Then Captain Farrell arrived, and the Coroner, who had denied to the reporters who were at the station house that he knew the name and address of the dead man, asked the captain to send one of his patrolmen to No. 439 Manhattan avenue, where he said the man lived.

Knight was known at the house, but did not live there, and the police continued their search for some one who could identify the body, keeping it at the station until 11 o'clock, when, no one appearing to identify it, Coroner Holtzhauser's order for removal was obeyed.

PLAN MUST BE MODIFIED

Continued from first page.

calculates that for interest payments there will be required:

Interest on refunding bonds.....	$631,600
Interest on income bonds.....	1,126,800
Dividends on stock, at 6 per cent..	995,400
Total	$2,753,800

Of the securities which it was proposed to issue the holders of the consolidated bonds of the old company were to receive $9,390,000 of the refunding bonds, being 15 per cent of the face value of the bonds they held, and defaulted interest for two and a half years; $22,536,000 of adjustment income bonds, being 60 per cent of their present bonds, and $9,390,000, or 25 per cent of their bonds, in stock. The stockholders of the old company were to get $6,400,000 of refunding bonds and $7,200,000 of the new company's stock on payment of an assessment of $45 on each of their shares of the stock of the former company.

Rights of Old Stockholders.

The commission takes strong ground against the assumption that the stock, or bond, holders of the old company are entitled forever to bonds in a successor company, having a par value to the old bonds or stock.

"There is no legal basis for such a right," says Commissioner Maltbie in his opinion, "for when the property of a bankrupt company is sold to a new company—as has been done in the case at hand—the security holders have been deprived of their property, and their rights are limited to the proceeds of such sale."

Commissioner Maltbie, in his opinion, goes into the entire history of the Third Avenue and the allied roads from the incorporation of the company, in 1853. He traces the appointment of receivers and the consequent negotiations and applications up to the formation of the new company, which was admitted during the proceedings as the petitioner to replace the bondholders.

He ends by saying: "Pending the submission of a revised plan, the issuance of a formal order will be held in abeyance, so that an opportunity may be given the applicants to amend their petition and to submit proofs upon certain points upon which there is doubt."

The opinion of Commissioner Maltbie, which is issued in the form of a pamphlet of seventy-one pages, is approved by the other commissioners now in the city, William McCarroll, John E. Eustis and Edward M. Bassett. The chairman, William R. Willcox, is in Europe.

The decision of the commission means another delay in the reorganization of the Third Avenue properties. William D. Guthrie, who was counsel for the applicants, is in Europe, and Frederick W. Whitridge, receiver of the Third Avenue Railroad Company, is also abroad. James N. Wallace, president of the Central Trust Company, chairman of the bondholders' committee, which drew up the reorganization plan, left the city for his summer home before the decision was announced.

THEODORE, JR., AT WORK

"A San Franciscan in the Carpet Business for a Living," He Says.

San Francisco, Aug. 2.—Theodore Roosevelt, jr., is at work to-day at the salesrooms of a carpet and rug company. He is just an ordinary employe and says he wants to be known as plain Theodore Roosevelt, jr., a citizen.

"I want to become a good citizen of California," Roosevelt said, as he looked up for a moment from a pile of new rugs. "I am working here the same as the rest of the men. I report for work at 8:30 in the morning and quit work at 5:30 p. m. The work is not new to me, as I put in two years in the company's factory in the East. I want to be known merely as a San Franciscan in the carpet business for a living."

Mr. Roosevelt then resumed his work, and with three or four other young men engaged in piling rugs, checking them and putting them away. Mr. and Mrs. Roosevelt will move in a few days to a modest two-and-a-half-story house at No. 1910 Pacific avenue.

GRESSER FILES HIS ANSWER

Progress Club Lays 18 New Charges Before Governor.

After Lawrence Gresser, President of Queens Borough, had appeared in person before Governor Hughes in Albany yesterday and filed an answer of general denial to the charges recently made against him alleging general misconduct in office, a delegation representing the Progress Club of the Rockaways had an audience with the Governor and filed with him additional charges against Gresser.

The Governor took Gresser's answer under consideration and gave Clarence Edwards, his attorney, until Friday to present supporting affidavits. The Governor will decide then whether or not he will appoint a commissioner to hear and take testimony.

There are eighteen separate charges in all, and they include the levying of assessments on borough employes to pay campaign expenses, redeeming a pre-election promise by giving a prominent politician a place in his cabinet, a waste of public funds by carrying a small army on the city payrolls which rendered no service and the appointment of corrupt and inefficient men to office.

It is also charged that he permitted the falsifying of expense accounts, that he issued orders for fraudulent payments, that he permitted the construction of private work with public funds and that he carried on the city payrolls a saloonkeeper who gave the city no service.

The charges were sworn to by Charles A. Brodek, Harry T. Hutchberger, William S. Pettit, Alois Gutwillig, Joseph L. Steinam, D. L. Starks, P. A. Conne, Julius Price, Samuel Kubig, Oliver Whitson and Valentine W. Smith, and they were taken to Albany by Mr. Brodek, George W. Foren, Joseph Freid, Mr. Hutchberger, Mr. Price and Mr. Gutwillig.

It is said there is another organization in Queens formulating charges yet to be heard from, and it looks as if Gresser might be kept busy for a while filing answers, if Governor Hughes will consent to receive them.

CLOAK STRIKE ULTIMATUM

Manufacturers Give Until 10 o'Clock To-day for Reply.

The Cloak, Suit and Skirt Manufacturers' Association yesterday issued an ultimatum to the leaders of the strike of the cloakmakers that if a reply from them is not received before 10 o'clock this morning accepting a draft agreement drawn up on Monday as the result of the conferene on that day in the Metropolitan Life Building, or if no reply is received up to that time, all negotiations will be at an end. Preparations will then be made by the manufacturers for reopening their ractories and the Police Department will be asked for protection.

It was stated at the headquarers of the executive committee of the strikers last evening that President Gompers, of the American Federation of Labor, was in town and had addressed a few words of advice to the strikers, but was taking no part in conducting the strike. Nothing was said about replying to the ultimatum of the employers, but the strongest faction appeared to be committed to the closed shop demand, which would make further negotiations impossible.

Julius Henry Cohen, speaking for the manufacturers last night, called attention to the fact that Samuel Gompers had been in conference with the strike leaders, and added:

"Our executive committee is still awaiting a reply. If none is received by to-morrow at 10 o'clock, we will regard the situation so far as an agreement is concerned as hopeless and shall proceed accordingly."

YEAR'S COTTON CROP

12,000,000 Bales the Estimate—July Condition 75.5.

Washington, Aug. 2.—The average condition of the cotton crop on July 25 was 75.5 per cent of a normal, according to a bulletin of the crop reporting board of the Department of Agriculture, issued at noon to-day. The average condition was 80.7 on June 25, 77.9 on July 25 last year, 83 in 1908, 75 in 1907, and 79.4, the ten-year average.

The publication of the government report caused active selling on the local Cotton Exchange, the condition figures of 75.5 being somewhat better than had been generally looked for. Prices broke from 21 to 24 points, or $1.05 to $1.20 a bale, in the active options, October dropping from 13.80 to 13.59 cents, December from 13.70 to 13.48 cents, January from 13.62 to 13.40 cents, and March from 13.68 to 13.44 cents. The selling was quite active by some of the floor bears and by commission houses which had large selling orders in the market in the expectation of a bullish government report.

The bulls soon took a hand, however, and after the decline in prices had reached an average of about twenty points, they succeeded in rallying the market about ten points. Trading after that remained comparatively quiet for a time, but in the late trading there was another reaction that carried prices of the various options to the low point touched earlier in the day. This was followed by another rally of 7 to 10 points. The close was steady at a net advance of 2 points to a decline of 9 points.

Brokers figured that the government report indicated a yield of about 12,000,000 bales, as against last year's crop of 10,500,000 bales. The condition reported of 75.5 on July 25 is well below the ten-year average of 79.4, but is considerably better than the condition of 71.9 reported for the same period a year ago. The area under cultivation this year is also about 1,000,000 acres larger than it was in 1909.

POLICE FORCE ON STRIKE

Patrolmen of Guttenburg, N. J., Object to Doing Duty on Sunday.

The entire police force of Guttenburg, N. J., with the exception of the chief, has struck. The men object to doing duty on Sunday. The force consists of two patrolmen and half a dozen men on the extra list.

Mayor Eypper is not inclined to accede to the demand for the Sunday off. He said the men offered no reason for the demand and added they must understand that "when they receive orders from Chief Steer they must obey." If they do not report for duty on next Sunday they will be suspended, he said.

D. S. C. FOREMEN CLEARED.

Commissioner Fosdick reported to the Mayor yesterday that there had been no illegal expenditure of a fund collected in 1909 among the assistant foremen in the Street Cleaning Department to hasten their transfer to the competitive class in the Civil Service without a competitive examination. "The propriety, however, of city employes bringing suits against branches of the city government," says Commissioner Fosdick, "and urging the passage of bills in Albany in direct contravention of the wishes of the head of the department affected, may be seriously questioned." The entire fund amounted only to a little over $1,000, and was used mostly for legal expenses.

ELEVENTH AVENUE TO BE PAVED.

Borough President McAneny attended the meeting of the Eleventh Avenue Improvement Association yesterday afternoon, and gave the interested merchants assurances of the early repaving of the thoroughfare from 34th street to 42d street. He was escorted from the City Hall to the meeting in the West Shore Hotel, 42d street and Eleventh avenue, by a committee, consisting of John F. Murray, president of the association; Joseph Riebe, secretary; Congressman C. V. Fornes, William Dalton, H. A. Parnell, John Fills and William Grell.

It was said that contracts for the work will be let soon, and it was added that the New York Central Railroad had indicated its readiness to pay $24,000, its share of the $120,000 which the work will cost, for a stone block pavement.

SWIMS MILE TO GET HELP

Man Braves Death for Three Comrades on Crippled Boat.

FISHING PARTY IN STORM

One of Them Makes Rockaway Point After Hard Struggle and Tells Lifesavers.

In seas that ran mountain high, Thomas Cummings, a member of the Delcassian Fishing Club, of Rockaway Beach, swam a mile to shore yesterday when the motor boat in which he and three companions were fishing became helpless in the heavy swell off Rockaway Point. After a hard battle with the adverse tide and the pounding breakers, Cummings's friends on the boat saw their companion stagger up the beach and get help from the United States Lifesaving Corps.

Those in the boat besides Cummings were Thomas Carey and his son, Charles, and Edward McAvoy, all of whom live in Manhattan. They started from the fishing club float, which lies in Jamaica Bay, about noon, and made their way down through the bay, past Rockaway Point and into the ocean. After fishing for about three hours they decided to start back for the clubhouse. After going a hundred yards on their return trip they discovered that something was wrong with the motor.

Efforts to repair the engine were futile, and as the sea had begun to rise and the tide to carry them further from shore every minute they began to worry. Being unable to get steerageway the thirty-foot boat became unmanageable, and every heavy sea that struck the craft raked it fore and aft. The boat soon began to wallow in the trough of the waves, threatening every moment to capsize. Cummings and his friends realized that their danger was momentarily increasing, and as the boat drifted further from the shore they became desperate.

In this crisis, Cummings, who is a powerful swimmer, called to his friends above the roaring of the waters that he would attempt to swim to shore and bring help from the lifesavers. All knew that the swim would be a perilous one, and they tried to persuade Cummings not to make the attempt. The latter, however, was determined, and after shaking hands with each of his companions stood in the stern of the boat and dove into the sea.

After what seemed like many minutes Cummings's head appeared again on the surface, fifty yards distant, and he struck out with powerful strokes for the shore. Every wave buffeted him about like a cork, and time and again he was buried beneath tons of water, only to arise each time on the crest of the next sea, still making for the beach.

When half the distance had been covered, Cummings was caught by a cross current and swept along parallel with the shore. His friends thought he had become exhausted and would be drowned, but once again they were relieved to see his arms flashing above the water as he again struck out for Rockaway Point.

After a dogged battle with the waves, during which several times he was about to give up, Cummings reached the beach and staggered a few feet before he fell. When he could regain his strength he ran to the lifesaving station and called out Captain Abrams and his crew. The lifesavers put out in another motor boat and rescued the shipwrecked fishermen and took them to the beach, where a large crowd of summer visitors was gathered to welcome them.

Cummings was so weak after his long swim that it was some time before he was able to leave the lifesaving station.

WENDLING LEAVES 'FRISCO

Returns to Louisville to Face Trial for Kellner Murder.

San Francisco, Aug. 2.—In charge of J. P. Carney, captain of detectives, through whose efforts he was captured, Joseph Wendling, the former church janitor, accused of the murder of little Alma Kellner, at Louisville, left San Francisco to-day for Louisville, where he will be tried.

Captain Carney will take extraordinary precautions to guard his prisoner after he reaches the boundary of Kentucky, as it is reported that the feeling there runs high against the accused man. Wendling has been guarded closely in his cell in the belief that he might attempt suicide. He has reiterated his desire to return quickly to Louisville.

MISS QUINN TO TELL PROF. PECK.

Justice Bischoff yesterday heard argument on an application by Professor Harry Thurston Peck, of Columbia University, to compel Miss Esther Quinn, of Cambridge, Mass., who is suing him for damages for breach of promise of marriage, to supply him with a bill of particulars. Counsel for Miss Quinn said she was absent from the city, but would furnish all the particulars he desired. Justice Bischoff directed that the information be given Professor Peck within fifteen days.

RESORTS.

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BEAUTIFUL CHURLEIGH INN, STROUDSburg, Pa. Under new management. The finest and most exclusive mountain resort in this section. Service and cuisine unexcelled. Rooms, with bath, electric lights. 'Phone in every room. Boating, fishing on Lake Churleigh. Booklet on application. JOHN L. GORMAN, Owner and Prop.

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