ROSENHEIMER IN TOMBS

Man Whose Auto Killed Grace Hough Surrenders.

BAIL RAISED TO $50,000

Says He Hastened to City When He Learned of Indictment for Murder.

Edward T. Rosenheimer, who has been indicted for murder in the first degree on the charge of running down and killing Miss Grace Hough while he was speeding in his automobile on Pelham Parkway on August 18, surrendered himself yesterday and was remanded to the Tombs in default of $50,000 bail. He had been missing since the day before the grand jury reported the indictment.

In reply to questions, he stated that he had been at Seton Hall, Orange, N. J., where his children are attending school. As soon as he learned of the indictment, he stated, he returned to the city and hastened to the District Attorney's office.

With Rosenheimer were Albert E. Bryan and George Knoblock, of his counsel. James W. Osborne, his chief counsel, put in an appearance later. Rosenheimer was taken into custody by Detectives Leigh and Flood, of District Attorney Whitman's staff.

Mr. Whitman and Mr. Osborne then had a long conference with Judge Rosalsky in his chambers on the subject of bail.

On account of the seriousness of the charge the District Attorney at first opposed the release of Rosenheimer in any bail. He afterward consented to $50,000, provided he had ample opportunity to investigate whatever sureties might be offered. Mr. Osborne made an unsuccessful effort to have the bail retained at $25,000, the sum in which Rosenheimer has been at liberty since he was held responsible by Coroner Schwannecke for Miss Hough's death.

John H. Young, of Pelham Manor, a neighbor of the accused man, and John M. Kaiser, of Mount Vernon, who were on his bond, expressed their willingness to sign a bond for the increased sum fixed by Judge Rosalsky. They changed their minds, however, when informed that although they would have to qualify as bondsmen by proving their ownership of real estate in New York County to the value of one-half the total bond, each of them would be liable for the full amount of $50,000 should the bond be forfeited.

When Rosenheimer, who had been waiting nervously in an anteroom, was informed of the outcome of the negotiations for his release, he nearly broke down. Finally, shaking hands with his lawyers, he walked over to the Tombs between the two detectives.

The commitment was indorsed by Judge Rosalsky, so that District Attorney Whitman will have two days in which to examine any sureties offered. Mr. Osborne said he was confident that bail would be furnished on Monday. Rosenheimer will be placed on trial this month.

WAIT 48 YEARS; THEN FIGHT

Heirs Begin Contest for Estate Bequeathed Orphan Asylum.

Whether after the lapse of forty-eight years the heirs of Jeremiah Hickey, who lay claim to an estate which they allege was illegally bequeathed to the Roman Catholic Orphan Asylum, of Brooklyn, have the right to ask for a partition of the property is a question Judge Humphrey, sitting in the Queens County Court, is called on to decide.

The property in dispute is situated at Far Rockaway, and is to-day valued at about $80,000. At the time of his death, in 1862, Jeremiah Hickey left a will in which he bequeathed it to the Roman Catholic asylum.

He left two sons, Michael and James Hickey, and some time before his death James Hickey transferred his half interest in the property to the orphan asylum. The heirs of Michael Hickey now ask for restitution of the property, which is no longer owned by the orphan asylum, but has changed hands eight times, and is now owned by the Biglin heirs, against whom the present suit is directed.

The Hickey heirs are Ellen Higgins and John Higgins, grandchildren, and Jeremiah, Michael, John and William D. Hickey, nephews, who all live in Brooklyn.

TO ISSUE TRACTION BONDS

Court Permits $2,500,000 for Second Avenue Road.

Justice Amend issued an order yesterday permitting George W. Linch, receiver of the Second Avenue Railroad Company, to issue $2,500,000 worth of receiver's certificates, to bear interest at 6 per cent and maturing in one year.

The money is to be used to pay the interest due on November 1 on $5,682,000 worth of 5 per cent consolidated mortgage bonds, held by the Guaranty Trust Company, and for the further purpose of paying $544,854 in franchise taxes, being the amount on which the receiver and the state reached an agreement. Another portion of the money will be used to improve the road and the equipment.

The application of the receiver to the court was a strong indictment against the management of the Second avenue road by the Metropolitan Street Railway Company. Regarding his settlement of the claim of the state for franchise taxes he said he had no facility for determining the earnings of the road, because the Metropolitan's books for 1900, 1901 and 1902 were not in the hands of the Metropolitan receivers, and he believed that the books had been destroyed.

The receiver said the Metropolitan left him a lot of worthless motors, which were inadequate for the economic operation of the road and had worked injury to the cars.

The receiver predicted an increase of $350,000 a year in the earnings of the Second avenue road by reason of the establishment of a new terminal for the cars at Worth street and Broadway, on which work is now in progress.

COMMISSIONER TOMKINS HOME

Back from Europe, Says Hamburg Has World's Finest Harbor.

Calvin Tomkins, Commissioner of Docks and Ferries, arrived here yesterday from Hamburg on the steamship Deutschland and declared that Hamburg had the best harbor in the world.

Commissioner Tomkins went abroad to observe the docking facilities of the big European ports. He spoke well of Bremen, but because of the room and the proximity of railway facilities he believed that Hamburg leads the world as an ideal harbor. Another feature of the port was the absence of night docking—a custom too much in vogue at New York, he said.

Mrs. Emil L. Boas, wife of the resident director and general manager of the Hamburg-American Line, also was a passenger. She returned from a trip abroad to attend the marriage of her son, Herbert Allan Boas, to Miss Marguerite Chase, of Farmington, Conn., on October 8.

Hugh H. Heatley, a host of Colonel Roosevelt while the latter was in Africa, came over on the Deutschland to form a jungle club, to be made up of men interested in hunting big game. Mr. Heatley and W. N. McMillan have united their properties at Kamiti and Juga, making an area of fifty thousand acres, where big game abounds.

WOMEN ACCUSE SCHEFTELS

Many Declare They Lost All Through Broker's Firm.

Aside from the arraignment of Ralph E. Waterman, manager of the Detroit office, the activity in the Scheftels case yesterday consisted on the one hand of the taking of further testimony by the federal grand jury and on the other of a long conference lasting the entire afternoon among the various defendants and their counsel in the offices of Moses H. Grossman. Mr. Grossman, who has retained William Travers Jerome to assist him in the conduct of the case, declared that "beyond the peradventure of a doubt" all his clients would be acquitted.

The government investigators promise further startling developments early in the week. Commissioner Shields has received letters from out of town residents, principally women, complaining that they have lost all the money they have deposited with B. H. Scheftels & Co. and complimenting him on his action in the case. Yesterday four women appeared before him to ask him to get their money back.

Waterman was arrested in Detroit on Thursday at the same time the raid on the main offices of the firm occurred here. He waived examination in Detroit, consenting to come to New York, and was brought here yesterday morning by Duncan Lyons, a deputy United States marshal. After arraignment before Commissioner Shields he was held in $2,500 bail for examination on Wednesday. His bail was furnished by the National Surety Company.

APPLEY ESTATE SETTLED

Had Been in Litigation Since Death of Widow, in 1882.

Justice Gavegan signed an order yesterday for the distribution of the estate of Jacob Appley, amounting to about $1,000,000, over which there have been many years of litigation. Mr. Appley died in this city, in 1844, leaving thirty-two parcels of property, which brought in partition sale $846,091.

The long delay in the settlement of the estate was due largely to a question involving the legitimacy of the grandchildren of Appley, who were his direct descendants, which was raised by the grandnephews and grandnieces, members of the Shrady family, including Dr. George F. Shrady, former Coroner. A compromise has now been reached, under which the Appley heirs, although their legitimacy was established, accept a one-third interest while the Shrady claimants receive two-thirds.

Mrs. Maria Appley, widow of Jacob Appley, died in 1882, leaving the property inherited from her husband to her relatives, including Jacob Alexander Appley, her son. At that time the latter was living with Mary Brown Appley, who said that she was his wife. Appley married Mary Rockefellow while Mary Brown Appley was still alive.

The Shradys raised the question of the legitimacy of the children of Appley by Mary Rockefellow Appley, alleging that this union was void, because he was already married when it was contracted. In 1896 Treadwell Cleveland, who was counsel to the attorneys for the Appley heirs, had a law passed in Albany legitimatizing children born out of wedlock whose parents were married subsequent to their birth. To make doubly certain of the legality of their marriage, Appley and his wife were remarried by Justice Beekman, of the Supreme Court.

COURT FREES VERA FITCH

Authoress, Who Shot Shot Self in Hotel Astor, Discharged.

Vera Fitch, the young authoress who made an attempt to commit suicide on the afternoon of August 29 in the Hotel Astor and concerning whose identity there was for a time much mystery, was arraigned before Magistrate Murphy in the West Side court yesterday and discharged.

A large taxicab, containing two women heavily veiled and a young man, approached the curb near the West Side court, on 54th street, shortly before noon, then sopped for a moment, and Robert J. McCormick, a representative of the District Attorney's office, entered the cab. It then proceeded west on 54th street toward Ninth avenue. When the coast was clear the cab turned and stopped in front of the courthouse.

The larger number of the court attendants and clerks had gone when the occupants of the cab entered the building. One of the women walked heavily and leaned on the shoulder of the other and that of the young man. Mr. McCormick followed, and the quartet went immediately to the temporary courtroom, where one of the women—Vera Fitch—answered to her name as she was arraigned on a charge of attempted suicide.

Attorney McCormick then announced that the District Attorney would not prosecute the case, and Magistrate Murphy dismissed the defendant after entering on the minutes a statement to the effect that, with the consent of the District Attorney, Miss Fitch was discharged from custody, she having been a prisoner in the Flower Hospital since she shot herself in the breast with a revolver because she had become discouraged in her work as a writer.

BAKERS OBEY THE NEW LAW

Driscoll's Agents Report All of Them Selling Bread by Weight.

Twenty men and a number of women went forth from the office of Clement J. Driscoll, Commissioner of Weights and Measures, yesterday with explicit instructions to see to it that no baker who had failed to make arrangements to sell his bread by weight "on or before October 1," as Commissioner Driscoll's order read, escaped punishment. They found, after working all the morning, that the knights of dough and batter had decided, apparently with practical unanimity, to obey the law.

"We found some men were apparently trying to make the law look ridiculous, however," said the Commissioner. "They were marking loaves that weighed fourteen ounces or so 'eleven ounces.' Each of those men will be summoned to appear in this office on Monday to show cause why a violation should not issue against him. The law requires that the correct weight be disclosed. We allow an ounce for shrinkage in each twelve ounces."

FAVOR ELEVATED EXTENSIONS

Public Service Commission Approves Interborough's Plans.

The Public Service Commission held a hearing yesterday morning on the plans proposed by the Interborough Rapid Transit Company for the extension and third tracking of the elevated railroads in its system and also for making use of the Steinway-Belmont tunnel.

The company contemplates a new bridge carrying four tracks over the Harlem River at Second avenue, and also offers to pay 2 per cent of the gross receipts for its extensions for twenty-five years, with three renewals for twenty years each, the compensation to be fixed at the beginning of each renewal period.

Cyrus C. Miller, President of the Borough of The Bronx, and representatives of various taxpayers' associations, spoke generally in favor of the plans. It was announced that the meeting had declared in favor of the proposed extensions, leaving the details to the members of the commission.

DINNER FOR MEN OF FLEET.

The Second Battalion, Naval Militia, of Brooklyn, had as its guests a number of the officers and sailors of the Atlantic fleet last evening at a dinner in the jungle room of Healy's restaurant, at Columbus avenue and 66th street. The dinner was in appreciation of the courtesies extended to the naval militia men by the fleet officers and sailors during the battalion's tour of duty aboard the battleships last summer.

STOLE COUNTY TAX MONEY

Nassau County Cash Manipulated After Entry, Rapelyea Says.

CLERK DISCLOSES METHOD

In Confession, Absolves Treasurer Lewis from Blame, but Says He Was Threatened.

Mineola, Long Island, Oct. 1 (Special).—In his cell in the Nassau County jail William W. Rapelyea, who for many years was a trusted clerk in the County Treasurer's office, now a self-confessed embezzler, was in a highly nervous condition to-day. Rapelyea confessed yesterday to District Attorney Franklin A. Coles that he and J. Frank Baukney, the deputy treasurer, had stolen $40,000 from County Treasurer Charles F. Lewis in the last five years. Baukney committed suicide on Tuesday.

Rapelyea, when asked to-day what he had done with his share of the money, told the District Attorney that he had spent it by living beyond his means. He married the eldest daughter of Alanson Abrams, one of the best known citizens of Long Island, who feels the shame of his son-in-law's position so much that he denied himself to every one to-day. Mrs. Rapelyea could not be seen, nor could Mrs. Baukney.

Rapelyea recently purchased an automobile, and was often the host at dinner parties. His friends in Hempstead were of the opinion that he had received considerable money from his mother, who died within a year. It has been learned, however, that his mother left her estate in trust for him.

When County Treasurer Lewis was seen to-day he wept when speaking of Baukney. He said the blow could not have been worse had it come from a brother. Mr. Lewis stated that he would make good every penny of the sum stolen.

Rapelyea signed his confession to-day, which is as follows:

I have for about eight years been employed in the County Treasurer's office of the county of Nassau. Associated with me in the office was J. Frank Baukney, now deceased. Among our other duties was to receive money, paid for back taxes upon the various town tax books of the county of Nassau, and for about five years past J. Frank Baukney and I have received such moneys in large amounts.

In the regular course the entries upon the tax books or the returns were marked "paid," and from time to time the cash receipts were made which show the amount paid and which was received by Baukney or myself. We made deposits every week; Frank would take the money and the checks and count the money and I would take the cash slips and add them up on the adding machine and return them to Frank. He would go over the cash slips and pick out certain ones which he saw fit, then return the cash slips and the money, less the amount he deducted. I don't know that this was all in cash payments entirely. These are the slips which represent the amounts taken by us. These slips were taken out and separated, maybe two weeks ago; I don't know exactly when, but not long ago. I can't say positively that these represent all the amounts which we took; I think there are some there that would be in the cash book. These were all he handed to me.

I can't say what the total amount was. I can't say exactly how the money was divided, but I imagine half and half, but that I can't say; it was simply handed to me. This money was usually paid over to Mr. Valentine or Mr. Underhill, and turned over to us to be entered in the cash book and then deposited. The slips were marked "entered," but the money was not.

This statement is made voluntarily, without fear or compulsion, and without any promise of reward or remuneration. I have not been promised that I will not be prosecuted. I make this statement for the purpose of squaring Mr. Lewis.

Mr. Lewis has not at any time known of this defalcation. It was not possible for any one unless a thorough examination was made by an accountant to discover or detect these defalcations.

These amounts cover the taxes received during the entire time since back taxes were received by us. It covers all of the towns and many dozens of books. I could not tell the amount of money I received. I haven't the least idea. I should say as much as $15,000. I know where the moneys came from that Frank gave to me. I did not know the individual account. I know it came out of the funds of the county of Nassau.

I could not tell you what I have done with the money; I have none of it. I have used it in my current living expenses. I haven't gambled but once or twice. I have not invested any of it in real estate. The total of the amount on the slips which are fastened together would represent the amount taken by us at any one time. The money I have taken has all been money taken in for back taxes. I have received as much as $300 at one time.

Before the death of Mr. Baukney I never intimated to Mr. Lewis anything of what was going on. Baukney charged me not to do it. He said to me: "If you tell Mr. Lewis I will shoot you." These slips are not accurately entered in the cashbook, although they are stamped so on the back. I signed them on the back. No one was connected with this except Baukney and myself. Mr. Lewis never made any remark that would indicate that he ever had any suspicion that anything was irregular.

I am positive that Mr. Lewis never knew anything about these defalcations until after the death of Mr. Baukney, and after my statement to him.

MOVE TO CANADA TO LIVE

Ontario's Prime Minister Optimistic About Immigration.

Sir James P. Whitney, Prime Minister of Ontario, who has been abroad on a visit, returned yesterday on the Cunard liner Campania. He said he found a great desire on the part of the people of the British Isles to come to Canada to live. He said the outlook of Canadian immigration was splendid, and that he was glad to say that twenty-five thousand Americans moved to Ontario during the year.

William Dean Howells, accompanied by his daughter, was a passenger on the Campania. Mr. Howells said he had been abroad on a vacation, and would soon finish his book entitled "Imaginary Interviews."

C. G. Moller, jr., a son of the sugar refiner, also arrived, accompanied by his bride. He learned of his father's recent marriage while in Paris. The elder Moller arrived here from abroad on September 10, and was so ill he had to be removed from the steamship to his home in Madison avenue.

Also on the Campania were W. J. Locke, the novelist, and Courtenay W. Bennett, the British Consul General at New York.

JUDICIARY CONVENTION HELD

Republicans Renominate Maddox, Garretson and Putnam.

The Republican Judiciary Convention of the 2d Department met at the Kings County Courthouse yesterday noon and renominated Justices Maddox, Garretson and Putnam, to succeed themselves on the Supreme Court bench. The meeting was called to order by Borough President George Cromwell of Richmond. There was no opposition to any of the nominations.

Justice Maddox is fifty-five years old and an old line Republican. He and Justice Garretson, of Queens, took office in 1896. Justice Garretson is sixty-three years old. Justice Putnam is fifty-nine years old. He was appointed to office by Governor Hughes to succeed William J. Gaynor. In politics he is an independent Democrat.

While the Democrats may indorse Justice Maddox, they are none too friendly with Justice Putnam, and he will probably be opposed. The convention passed resolutions declaring the delegates to be "in harmony with the principles of the Republican party and in accord with the conduct of the Republican State Convention." The convention also declared itself in favor of a non-partisan judiciary.

MAN'S MEMORY COMES BACK

The identity of the young man who has been in a hospital at Ossining suffering from amnesia for the last two days was made known yesterday by the hospital authorities. They say the man is Lawrence Hall, a son of J. S. Hall, of Bradford, Mass. Hall was a shipping clerk in that place and left there the first of the week to visit New York. He remembers getting on a train and then his memory left him.

LETTER FROM ARCHBISHOP

Directs Mass of Thanksgiving to Mark Cathedral Consecration.

Every Catholic priest in the Diocese of New York received a letter yesterday from Archbishop Farley, stating that the consecration of St. Patrick's Cathedral is to take place on Wednesday, October 5, and directing that on Sunday, October 9, in all the churches of the diocese, a mass of thanksgiving be offered and the Te Deum sung, in honor of the freeing from debt of the cathedral. The letter also asks that all churches, schools and houses of the people of the diocese be decorated. Archbishop Farley directs that the letter be read at all the masses in the Catholic churches of the diocese to-day.

The letter follows:

As you are aware, we are looking forward with confidence to the happy consummation of more than half a century of toil and anxious care—the consecration of our grand cathedral—to take place, God willing, on Wednesday, October 5, when three members of the Sacred College of Cardinals, who by reason of their exalted dignity will unite us in a special manner with our beloved Holy Father, Pius X, and when more than sixty members of the hierarchy of this and other countries will honor us by their presence. It is our wish that all the clergy and faithful may share in the grace and joy of the great event.

To the marvellous generosity of our people it is due that so much has been accomplished in the last few months, to make it possible that this greatest temple of God on our continent be made a free gift offering to the Most High. I am simply overwhelmed with a deep sense of gratitude toward my devoted clergy and people for the noble and large hearted response that has come, in reply to my appeal, and still continues to come, from rich and poor, from every portion of the diocese, especially as the importance of this great Catholic act of religion is more fully borne in on the minds of all. When we call to mind that in so many places men seek rather to rob than to enrich the house of God, this is an inspiration for the present generation, and we pray that it will prove a fruitful source of inspiration to generations to come.

This latest act of devotion to the head of the diocese, in enabling him to release our cathedral from the last claim of man, is also another mark of our people's strong faith in the divine fact that the Holy Ghost has placed His bishops to rule the Church of God. One needs no better argument to prove that the members of the flock suffer and sympathize with their spiritual head, as well as that they rejoice in his joy; that the heart of the humblest of the flock beats in unison with that of their shepherd. This is only as it should be. The cathedral is the heart of the diocese. It is the seat of authority, the chair of truth, the centre from which radiates that discipline which is so essential for the preservation of spiritual and social order.

Hence I thank God, reverend and dear father, for an occasion like the present, which affords such a happy opportunity of drawing closer the bonds of charity, binding the chief pastor of the diocese to his fold, giving each in turn the means of expressing our mutual love and of fulfilling our common obligations to one another.

Not only now but for all time will the faithful have a constant reminder of their duty to and dependence on their cathedral. For from the day of its consecration, on each recurring year, will be kept solemnly the anniversary of this event in each parish of the diocese as a feast of the first class. That anniversary we have fixed for the second Sunday of October of every year.

An occurrence, therefore, so full of consolation to us all calls for a return of gratitude to the Giver of all good gifts. Hence it is hereby directed that on Sunday, October 9, this year, in all the churches of the diocese, a mass of thanksgiving be offered and the Te Deum solemnly sung.

I would earnestly urge also that public evidence be given of our general rejoicing by displays of decorations on churches, schools and residences of the people, as recommended in the circular letter sent to you by the committee in charge.

Finally, let me ask that you do all in your power to help make most impressive demonstration in the cathedral on the part of the men of the diocese on Sunday evening, October 9.

Please read this letter at all the masses on Sunday, October 2.

BUDGET EXHIBIT BEGINS

Citizens May Now See How the City Spends Their Money.

The official inspection of the budget exhibit, instituted by the Board of Estimate and Apportionment, took place yesterday afternoon at the exhibition rooms, No. 330 Broadway. Borough President McAneny made a short address to the heads of the different city departments and to a number of newspaper men who were his guests. He said it was hoped to make the exhibit an annual affair, and that its principal object was to explain to the taxpayers how the city spent their money. The official opening for the public will occur to-morrow afternoon at 12:30 o'clock, and the exhibition will continue until October 28.

The budget exhibit is new in this city, at least, and New York is the first municipality of any considerable size to invite the active co-operation and criticism of its taxpayers and citizens in the running of the city government. A striking feature of the opening of the exhibit at this time lies in the fact that it allows the taxpayers to get an inside knowledge of the working of the municipal government while the appropriations for the ensuing year are still being considered by the Board of Estimate and Apportionment.

The budget exhibit was made possible by Mayor Gaynor, who, in his last official act before he was shot early in August, approved the $25,000 appropriation made by the Board of Aldermen for the purpose.

The budget exhibit occupies the two floors and basement of the building at No. 330 Broadway, and is a complete model, in miniature, of all the departments in the city government. It is shown how the city of New York annually requires almost $163,000,000 to run its departments.

TREASURY'S FINE SHOWING

September Receipts Exceed Disbursements by $1,460,808.

BALANCE OF $32,000,000

Year's Deficit Is $15,910,660—National Debt Increase for Month, $1,892,524.

Washington, Oct. 1.—Uncle Sam balanced his books and counted his cash to-day for September and found that for the first time since the present fiscal year began—on July 1—the government has taken in more money in a month than it has been obliged to pay out.

The cash drawer showed a balance of $1,460,808 18 over all disbursements. If the payments on the Panama Canal work and the public debt could be excluded the surplus would be $3,456,572 45. Inasmuch as the close of July showed some $14,000,000 more spent than was received, while the close of August had brought the month's deficit down to less than $3,000,000, Treasury officials were gratified when the accountants finally finished the long columns and showed the government nearly $1,500,000 ahead on the month.

There was a deficit of nearly $4,000,000 for the corresponding month last year. To date the total deficit for the fiscal year is $15,910,660, as against a corresponding total deficit of $32,169,315 last year at this time.

The favorable showing can be attributed to the larger receipts and smaller expenditures. The first two months of a fiscal year are always a drain, and it is usually three months before the Treasury rights itself. Total receipts for the month were $55,983,578, and disbursements $52,527,006. The expenditures were a good $6,000,000 less than August's and the receipts were a round $1,000,000 greater. There were sharp advances in customs receipts, bringing the revenue collected from that source alone this year to more than $81,000,000. More than $27,000,000 was collected in September.

The total ordinary expenses of the government to date have been a little more than $179,000,000, or about $4,000,000 less than this date last year.

The working balance in the Treasury offices has crept up to more than $32,000,000, an increase over the opening of September. The balance in the general fund is also a shade better. It stands at $90,984,016.

The increase in the national debt during the month was $1,892,524, accounted for largely by national bank note redemptions.

ROOSEVELT NEEDS A REST

Suffers Slightly from What He Terms "Campaign Throat."

[By Telegraph to The Tribune.]

Oyster Bay, N. Y., Oct. 1.—The Nassau County delegates to the Saratoga convention were the guests of Theodore Roosevelt at luncheon at Sagamore Hill to-day. Congressman W. W. Cocks, of this district, acted as escort for the delegates, who reached Mr. Roosevelt's home in automobiles shortly after 1 o'clock. They spent two hours at Sagamore Hill.

Mr. Roosevelt has felt the loss of sleep at Saratoga. He is trying to make some of it up. He slept for two or three hours after his guests had gone this afternoon. A sign was posted on the door of the former summer capitol requesting that no one disturb the ex-President during his siesta.

Since coming from Saratoga Mr. Roosevelt has experienced the return of a slight affection of his throat, which he once called a "campaign throat," rendering his voice somewhat husky. He visited a voice specialist while in New York yesterday, and most of the huskiness had disappeared to-day, it was said. He does not expect any further inconvenience from the malady.

Mr. Roosevelt denied to-day a report which had been published in some of the Southern newspapers that he intended to give up his Southern trip on account of the condition of his throat.

"The report is false," he said. "Of course, I am going."

Mr. Roosevelt declined to comment on the ticket or platform as adopted at the Democratic convention at Rochester. He will probably have something to say about the Democratic state platform when he takes the stump for Henry L. Stimson, the Republican candidate for Governor. He intends to get into the campaign with his coat off and sleeves rolled up, so to speak, after his return from the Southern trip.

EDITOR MANN "GOT BURNED"

Proprietor of "Town Topics" Undertook to Play with Fire Says Judge.

Washington, Oct. 1.—William D. Mann, editor of "Town Topics," applied to the Supreme Court of the United States to-day to review the judgment of the New York federal court awarding Samuel Dempster, of Pittsburg, $20,000 damages against him as the result of an alleged libel.

Judge Hough, in considering the recent application for rehearing, reduced the judgment of the trial jury from $40,000 to $20,000, after remarking that "the defendant undertook to play with fire and got, not merely scorched, but burned."

It was claimed to-day that the judgment was excessive, and that the questions involved were highly important to all newspaper publishers.

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A LARGE ASSORTMENT OF DRESSES AND SUITS ARE ON HAND, INCLUDING GOWNS FROM B. ALTMAN & CO.'S OWN WORKROOMS.

FOR GARMENTS TO ORDER SPECIAL FACILITIES ARE PROVIDED AND A VARIETY OF IMPORTED MODELS, DESIGNS, MATERIALS AND GARNITURES ARE SHOWN.

A FEATURE IS MADE OF RIDING HABITS.

OPENING OF NEW STYLES IN BOYS' CLOTHING AND GENERAL FURNISHINGS FOR AUTUMN AND WINTER WEAR

IMPORTED BLACK BROADCLOTH (SPOT PROOF FINISH). WILL BE ON SALE TO-MORROW (MONDAY), AT THE UNUSUALLY LOW PRICE OF PER YARD. $1.45

THERE WILL BE ON SPECIAL SALE TO-MORROW (MONDAY),

ALL - WOOL FRENCH CHALLIS, IN A LARGE ASSORTMENT OF DESIGNS, SUITABLE FOR HOUSE DRESSES, KIMONOS, WAISTS AND MISSES' DRESSES, HERETOFORE 65c. TO 75c. PER YARD AT 48c

RECENT SHIPMENTS HAVE BEEN RECEIVED OF

PARIS HAND - MADE LINGERIE IN NUMEROUS STYLES AND DESIGNS, COMPRISING BRIDAL SETS, CLOSE-FITTING PETTICOATS, SILK SKIRTS, NIGHT ROBES, CHEMISES, COMBINATIONS AND PRINCESSE SLIPS OF SATIN AND ITALIAN SILK.

THERE ARE NOW IN READINESS THE LATEST PARIS FASHIONS IN DRESS SILKS AND VELVETS, AS WELL AS ENGLISH VELVETEENS AND CORDUROYS IN THE NEWEST SHADES

ACCESSORIES FOR MOTORING FOR MEN, WOMEN AND CHILDREN. COATS OF HEAVY MATERIALS, BOTH PLAIN AND FUR-TRIMMED; HATS, CAPS, BONNETS, VEILS AND GLOVES; PILLOWS, PLUSH AND FUR MOTOR ROBES; LEATHER POUCHES, FITTED HAMPERS AND THERMOS CASES OF WICKER AND LEATHER; FITTED BAGS AND EMERGENCY CASES; BRASS CLOCKS AND AUTOMOBILE FLOWER HOLDERS.

B. Altman & Co. WILL HOLD AN IMPORTANT SALE OF

ORIENTAL RUGS

AT REMARKABLY LOW PRICES, ON WEDNESDAY, OCTOBER 5th.

ORDERS TAKEN FOR THE INTERIOR DECORATING AND FURNISHING OF RESIDENCES, HOTELS, ETC.

LARGE AND EXCLUSIVE STOCKS BEING SHOWN OF UPHOLSTERY FABRICS, LACE DRAPERIES AND MATERIALS, AND RUGS OF ALL DESCRIPTIONS. SPECIAL ORDERS CAREFULLY EXECUTED.

DESIGNS AND ESTIMATES SUBMITTED ON REQUEST.

Fifth Avenue, 34th and 35th Streets, New York.