

LOWELL EJECTS BUTLER

Harvard Astronomer Also Kicks Out Trunk and Valise.

MONEY CAUSE OF TROUBLE

Former Employe, After Sitting on Sidewalk, Arrested Charged with Spitting.

(By Telegraph to The Tribune.) Boston, Nov. 21.—A fighting German and an eminent astronomer were the principal figures in an exciting half hour at West Cedar and Mount Vernon street, between 4:35 and 5:45 to-night. The German was Max Brasel, a former servant in the home of the astronomer, who was Professor Percival Lowell.

In the course of the argument Brasel's trunk and valise followed him into the street, and soon after his sudden appearance in that place a crowd collected, and by the time the police arrived there were fifty or more people standing in West Cedar street, and from windows in almost every house other heads were protruding. Just what caused the disorder nobody knows. Professor Lowell was at dinner when the reporter called, and would not tell. The result was the arrest of the butler, with the charge of violating the spitting law hanging over him.

The whole affair happened before the night shift went on duty at the Joy street station, so that there was nobody there who could tell a very complete story of the affair. At the Lowell house the cook and Mrs. Lowell were so upset over the matter that they retired early—at least, so the new butler said. People in the vicinity who saw the fight, also his trunk and valise, and his arrest. Just why he had the trunk was occupying grandstand seats in West Cedar street they did not know.

It was learned, however, that Professor Lowell and Herr Brasel were to have parted company during the forenoon. Gossip had it that Brasel had been unable to see the chief of the professor's money up to 5 o'clock to-day, at least, that part of it which he claimed as his due. Therein rested the cause of the trouble. Just why he and Professor Lowell should part company is not known.

Brasel was there, and there he intended to stay till he received what he said was his money. For some reason Professor Lowell did not appear ready to give Brasel what he wanted. Obdurate, he had occupied the seat for considerable time. His trunk and grip were in an accessible part of the house all ready to go at a moment's notice.

About 5:30 o'clock Brasel got himself into his chair and the room. He got into the little hallway, it is said, and stood close to the open door, slowly but surely, and gently, too, he was gradually wedged in the direction, and before he was quite aware of the fact there was a stout piece of oak in the shape of a door between him and the centre of the Percival Lowell mansion.

He had consolation, however, for in a few minutes his trunk and grip were with him and he had the chance of a lifetime to get away without all this newspaper notoriety. Evidently he sought it, for he took a seat on the trunk and, it is said, began talking cheerfully in a mixture of German and English.

The police waited calmly, and finally saw Brasel expectorate on the sidewalk, in defiance of the regulations regarding such things and also in defiance of the order of Commissioner O'Meara. Notes were taken, and the police finally decided that Brasel looked like a man able to pay a fine and in other ways up to the standard set by Commissioner O'Meara, and as a result the patrol was called. Bag and baggage they lifted him off to the Joy street station, where Lieutenant O'Rourke looked him over in violation of the spitting law. Failing to secure bail, he was sent to the city prison for the night.

TEN YEARS FOR MRS. AVERILL

St. Albans, Vt., Nov. 21.—A sentence of not less than ten years nor more than twelve years in the Vermont State Prison, at Windsor, was imposed to-day on Mrs. Josephine Averill, of St. Albans, convicted last week of manslaughter in connection with the death of her husband, Frank C. Averill. Mrs. Averill was overcome when sentence was pronounced and wept violently.



242 FIFTH AVENUE

THE KNAPP-FELT SHOP

Hats for Men

DOBBS & CO show today a new brown Derby, the "Dobbs Brown 1910." The color harmonizes with the suitings which have the approval of well-dressed men.

The Dobbs Brown 1910 is shown also in soft hats of unusual textures and novel surface treatment.

Derbies and soft hats are made by The Crofut & Knapp Company in two grades of Knapp-Felt, Six Dollars and Four Dollars.

Dobbs Hats for Women in exclusive imported models as well as smart trimmed and tailored hats of Dobbs & Co's Fifth Avenue make.

Imported hunting hats and caps. Silk hats. Opera hats. Caps. Canes and Umbrellas.

Dobbs & Co 242 FIFTH AVENUE between 27th and 28th Streets



"COUNT" DE BEAUFORT AND HIS DOG. They appeared in vaudeville in Chicago last night, and the dog made a hit. (Photograph by the Campbell Studio, New York.)

DE BEAUFORT, "ARTIST"

"Gets Away" with Two Songs and a Monologue.

NO CALLS FOR "THE HOOK"

Little Dog Bob Assists Him in Getting Salary on the Vaudeville Stage.

(By Telegraph to The Tribune.) Chicago, Nov. 21.—Count de Beaufort has gone to work. The sensational reports that followed the domestic insurrection in the house of de Beaufort and the house of Kilgallon, the wealthy Chicago real estate dealer, brought the young man to the attention of the vaudeville managers, and this afternoon he appeared as an "artist" at the American Music Hall. He sang a couple of songs—"Girl of My Dreams" and

"Little Maid of Old Chicago"—and also did a little monologue that seemed to please the large audience. De Beaufort had plenty of police protection, but there was no need for the officers. The count's act lasted fourteen minutes. He strutted quickly to the centre of the stage, waited for the music and then plunked into the first song. He talked loudly enough to be heard all over the hall in the monologue. Then he called his dog "Bob," which has figured in his troubles with his bride's family, and proceeded to put the animal through some hoops and over his cane. Then came his last song, and it was all over. The other performers started to have fun with De Beaufort when he appeared for the final rehearsal. "I make more in one day in my act than you do in a week," was his retort to one chap, who was completely squelched. Reports that his creditors had attached his salary did not worry him. "I am doing this to get money to pay my bills," he said. De Beaufort will be sent over an eight weeks' circuit.

BOY KILLED WHILE HUNTING. Middletown, N. Y., Nov. 21.—Willie James, a boy living in Unionville, was killed while

RHODE ISLAND BUSINESS BOOM

Revival Experienced in Several Industries in That Section.

Providence, Nov. 21.—A revival is being experienced in several industries in this section. In Woonsocket the "boom" is pronounced, most of the mills running with their complement of operatives, while some have to run nights as well as days to fill the orders for goods. The depressed situation in Olneyville, the largest woolen and worsted manufacturing section in the country, has been brightened by the announcement that the Barnstable mills, which for

two years have been idle, are soon to be started with a full corps of operatives. Another motive for optimistic feeling in this district is the expected opening of the Revere Rubber Company's new branch, which will give employment to 1,500 hands. The United States Rubber Company, which controls this company, is expending \$200,000 in new buildings and equipment. A heavy demand for yarn is one of the factors in the mill activity in Woonsocket, where there are several spinning companies controlled in France. OR A CAMPAIGN "TORCH." From The Albany Knickerbocker Press. An Ontario judge has ruled that cigars are drugs and therefore cannot be legally sold in Ontario on Sunday. The judge must have formed his opinion after smoking a Pittsburgh stogie.

W. & J. SLOANE BERLIN RUGS THE demand for floor coverings in solid or two-toned color effects, to act as a color basis for the scheme of the entire room, is very marked. The Berlin has a very thick pile. It is hand-tufted and of superior wearing quality, and is particularly well suited to Dining Rooms, Halls and Libraries. All the accepted shades are carried in stock in sizes from 10 ft. by 14 ft. upward. In addition, we execute special orders for Berlins to fit any size or shape of room, and in such shades as may perfectly accord with its color treatment. Broadway & Nineteenth Street

CIVIL SERVICE GRADES LEGAL

Justice Crane Ends Injunction—Dr. Bensel's Place Competitive.

The abolition of the ungraded series of civil employes of the city has been upheld in the decision handed down yesterday by Justice Frederick E. Crane, of the Supreme Court, Brooklyn. He dissolved the temporary injunction granted by Justice Aspinall last winter which restrained the city officials from putting into effect amendments to the Civil Service rules grading previously ungraded places in the Health and other departments, and making promotion from one grade to another subject to examination. These rules were adopted toward the close of Mayor McClellan's administration, and were approved by the state Civil Service Commission in December, 1909.

Clerical positions in the city service have long been graded, but in the Health Department and some other departments ungraded examinations were held and persons appointed to office could be advanced in salary without restraint so long as their titles were not changed. This led to favoritism in the advance of salaries, and the new rule was intended to secure regular promotions and give all employes a fair chance to secure them, but some incumbents of ungraded places who saw their chance to unlimited increase in salary blocked were dissatisfied, and Dr. James S. Slavin, an employe of the Health Department, brought suit to have the rule declared invalid on the ground that the grading of positions was illegal, and also that the advertisement of a hearing by the Municipal Civil Service Commission did not meet the terms of the law.

Before the changes were made they were advertised on three successive days, with the announcement that the hearing would be held the third day. Then, as no objectors appeared, no hearing was held, but the amendments were not passed until three weeks later, and were not approved by the state commission until some weeks later still, after allowing a hearing to the opponents. Justice Crane holds that the rule does not require the Civil Service Commission to fix a day for a hearing in its notice, that the three days' notice, giving an opportunity for any one to ask for a hearing, and that the classification and grading were in accordance with the letter and spirit of the law. In addition to bringing suit against the grading, Dr. Slavin has attacked the classification in the competitive class of several places in the Health Department made some time before. Justice Aspinall's injunction held that up. The dissolution of the injunction now carries into effect competitive classification of the office of sanitary superintendent, held by Dr. Walter Bensel, as well as the competitive classification of his assistants.

LANDIS OUT OF BEEF CASE

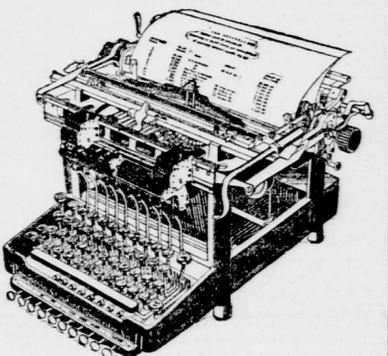
Turns It Over to Judge Carpenter, of United States District Court.

Chicago, Nov. 21.—Judge Landis formally transferred the Beef Trust case to Judge Carpenter in the United States District Court to-day. Judge Landis declined to listen to a motion that he certify the case to the United States Circuit Court, as desired by the packers. "The case is now in the hands of Judge Carpenter," said Judge Landis. "I have nothing to do with it. Any motion must be made in his court."

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MILK CAUSED INFECTION

No More Typhoid Cases at the Naval Academy.

Annapolis, Nov. 21.—No additional cases of typhoid developed at the Naval Academy to-day, and an official announcement was made that there were no more suspected cases among the midshipmen. Of the twenty patients at the Naval General Hospital, T. Starr King, captain of the Michigan, and Joseph H. Hoffman, of Pennsylvania, are the most seriously ill. King is approaching his crisis, but is reported to be holding his own. The fact that so far not a single death has occurred is encouraging the physicians.

Besides the typhoid, the naval physicians are to-day coping with between fifteen and twenty cases of intestinal trouble which has developed among the midshipmen, the cause of which is attributed to some article of food recently served them. Fifteen youths are at the hospital with this new malady, and others are suffering from it in lighter form.

Largely through elimination of other causes, which have been disproven, the authorities are practically certain now that the typhoid outbreak was caused by an extra supply of milk recently obtained from an outside source. As a precautionary measure against the possibility of typhoid developing from the members of the football team the men were transferred to-night from Bancroft Hall to the officers' mess building. They will remain there until their departure for the game with West Point in Philadelphia on Saturday.

"PINK EYE" CLOSES COLLEGE

Students at Virginia Military Institute Return to Their Homes.

Richmond, Va., Nov. 21.—An epidemic of "pink eye" at the Virginia Military Institute, Lexington, has made necessary the closing of the institution until January 4. An order disbarring the cadet corps and sending the students to their homes on furlough for the period named has been issued by Superintendent Nichols, to take effect immediately.

ENTIRE FAMILY MURDERED

Farmer's Home Set on Fire to Conceal Quadruple Crime.

Marville, Mo., Nov. 21.—Oda Hubbell, a farmer near Barnard, Mo., and his wife and two children were shot and killed at their home last night by an unknown person, who set fire to their house to conceal the crime. One arrest has been made. The charred bodies of the two children were found in bed, where they had been

The Consensus of Opinion regarding BUFFALO LITHIA SPRINGS WATER PHYSICIANS of the old school agree with physicians of the new school that Buffalo Lithia Springs Water has no equal as a corrective of all disorders of the Kidneys and Bladder. It is wonderfully effective in the treatment of Bright's Disease, Albuminuria, Gout, Rheumatism, Pyelitis, Cystitis, Gravel, etc. Eliminating any excess of Uric Acid in the system. It is a natural spring water bottled at the springs. Let us mail you endorsements, showing the consensus of opinion among high medical authorities. Sold by druggist and general mineral water dealers. Guaranteed under the Pure Food and Drugs Act, June 20, 1906. Serial No. 12065. BUFFALO LITHIA SPRINGS WATER COMPANY Buffalo Lithia Springs, Va. S. S. PIERCE CO. EASTERN DRUG CO. Distributors for Boston Territory.

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