The Sun.

WEDNESDAY, AUGUST 28.
Generally fair to-day and to-morrow.

VOL. LXVIII.—NO. 362. NEW YORK, WEDNESDAY, AUGUST 28, 1901.—Copyright, 1901, by The Sun Printing and Publishing Association. PRICE TWO CENTS.

PHILBIN HITS RIGHT AND LEFT.

ONE JOLT FOR CROKER, ONE FOR THE DYKMAN STAY.

If the Marks Rake-Off Is $50,000 a Year How Much Does an English Squire Cost? —Came Near Putting Diamond's Case on To-day's Calendar—Motion to Vacate the Stay to Be Heard To-day—Argument in the Scannell Case.

District Attorney Philbin made a field day of it yesterday. In the Scannell case he led for Richard Croker with his right and in the Diamond case he came pretty near saying that the stay business had travelled outside the Code of Criminal Procedure. In fact, he said that he had intended putting the Diamond case on the General Sessions calendar for pleading to-day, in spite of Justice Dykman's stay, and he inquired of Justice Giegerich if this would be "contempt of two Supreme Court Judges at once." He didn't put the case on the calendar, though.

Croker came into the Scannell case argument on the theory that he has more "influence" than William L. Marks, accused of conspiring with the head of the Fire Department to make the city pay extravagant prices for supplies, 25 per cent. or so going to Marks. Mr. Philbin said:

"In his humble capacity of a private citizen, Marks has made $50,000 a year. We can imagine what might be the profits of an unofficial citizen with great political power. He could acquire millions, so many that it would be congenial to him to seek the atmosphere of royalty in preference to the democratic air of this country."

Mr. Philbin said this in Justice Gildersleeve's court in resisting a motion to quash the indictments against Scannell and Marks and in urging that there should be a fair investigation of the charges at a trial. He came into the argument at the end, Samuel H. Ordway having put the People's case and Mr. Nicoll having replied.

On the point that Mr. Ordway had been improperly in the Grand Jury room, not being a sworn assistant connected with the office of the District Attorney Mr. Nicoll said that without doubt this invalidated the indictments. In the proceedings against the late John Y. McKane, Gen. Tracy and Edward M. Shepard were especially engaged for the people. The question arose whether they could appear before the Grand Jury, and on reference to the Justices of the Supreme Court in Brooklyn it was decided that Tracy and Shepard must first be sworn in as Special Assistant District Attorneys. They were both so sworn in, Mr. Nicoll continued.

"The danger of going behind the statutes is very great. If your Honor upholds the contention of the District Attorney you will establish a new form of practice at variance with the code and fraught with dangerous possibilities. Of course, in quiet and peaceful times like these there is no real danger, but the time might come when a District Attorney would put the power of the county in the hands of a counsel specially appointed by the leader of a political faction. We might then see indictments found for the purpose of furthering political ends."

It was here that Mr. Philbin asked to be heard in person. He said:

"The circumstances leading up to the finding of these indictments show that the greatest fairness was shown to both the defendants. The matter was first brought to public light when a discussion arose between the Comptroller and Mr. Scannell with regard to these very matters, so that both defendants were for a long time aware of these charges against them, or the charges that were likely to be made against them, and their gravity. The case was before the Grand Jury for ten days. The defendants were allowed to appear before that body. They should be ready. It is most important that these cases should be brought to trial. The defendants have engaged the most brilliant leader in the county of New York (John D. Lindsay) and the most able District Attorney New York ever had (Delancey Nicoll) to evade an investigation of their conduct. You have their eloquent pleas. Now, while it is impossible, of course, for the Court to take cognizance of anything not in evidence, I may say that if these defendants are not rebuked by a conviction in this court, you will permit the growth of a system that will mean the loss of many thousands of dollars to the city."

Then, as they say at The Club, he "handed the jolt" to Mr. Croker, as quoted above. At the close of the arguments long briefs as well as the Grand Jury's minutes were presented to the court. The minutes cover 800 pages. Justice Gildersleeve did not hear separate arguments on the demurrers to the indictments. The motions to quash, if granted, would make pleading needless, but it was understood that if the motions fail the Court will pass upon the demurrers on the arguments already presented.

When the case of Police Captain Diamond, indicted for neglect of duty, came before Justice Giegerich it took some time to make clear what was before the court.

After Recorder Goff had given Capt. Diamond an extension of time to plead to the indictment, Henry Clay Henderson, Diamond's counsel, secured a stay of "all" proceedings from Justice Dykman at White Plains pending a motion to remove the case for trial to the Supreme Court in another county. The District Attorney got an order to show cause why the stay should not be vacated, at least as it affected the mere pleading to the indictment, pending argument on the motion for the removal of the case (set for Aug. 29) and on Monday night Justice Dykman made an order sending the motion to vacate the stay down here for argument.

Although Lawyer Henderson had obtained the stay House, Grossman & Vorhaus appeared on the indictment as attorneys for Capt. Diamond. Henderson had not been served with the order made by Justice Dykman on Monday night and Lawyer Vorhaus, who had been served, appeared before Justice Giegerich and objected to the argument proceeding because Henderson was the attorney of record and had not been notified. Lawyer Vorhaus said he was not prepared to argue the motion and asked that it be adjourned. Adjournment for two days would have meant that this subsidiary motion would have been futile, because the argument for the change of venue was set for Thursday. The motion was not on the calendar and Justice Giegerich said he was not inclined to put it there against the protest of Mr. Vorhaus. Then Mr. Philbin said:

"I consider that the stay in the order made by Justice Dykman was illegal and improper and I believe that Justice Dykman thought the order presented to him by Mr. Henderson was in due form, and that he signed it while suffering from illness.

"I consider that I should have been thoroughly justified in placing this case on the calendar of the General Sessions for pleading despite Justice Dykman's order and that I could not have been charged with contempt of court for so doing. I say that the interests of justice will suffer severely if any postponement of this motion is permitted and the order of Justice Dykman is not modified as suggested by me. I do not think it would be proper for me to state my reasons for saying this now, for I do not consider it right for the District Attorney to reveal to the defence his reasons for his procedure."

Mr. Vorhaus said that he could not argue the motion, as, besides not being prepared, he did not have the papers. He did not see how the public interests were going to suffer.

Justice Giegerich interposed, saying to Lawyer Vorhaus that the District Attorney merely wanted to strike the stay out of the order to show cause why there should not be a change of venue.

The District Attorney said that he had read in the newspapers that Col. Henderson had been simply called in to get the stay. Mr. Vorhaus replied hotly that this was not true. He said that a similar order with a stay had been granted by Justice McAdam in the case against Commissioner Scannell. Mr. Henderson, as the attorney in the case, did not want the District Attorney to require Capt. Diamond to plead before the motion to transfer was made because he intended subsequently to move to quash the indictment and also to demur to its sufficiency.

District Attorney Philbin said that it was the duty of counsel to be ready for the motion on service of notice of the hearing on House, Grossman & Vorhaus, as their names were of record for Capt. Diamond, and Col. Henderson's name was not of record except where the stay was granted. He continued.

"I think it is outrageous that as the District Attorney of this county I should be treated in the fashion I have been. I am not here voluntarily, but have been dragged here by the action of the defendant's advisers. Not only has the District Attorney been compelled to jump about from place to place in this case, but he has been compelled to keep a close watch on confidence men. It is like the game of the thimble and the pea. I cannot tell yet which shell the attorney for Capt. Diamond is under."

"I do not think the defendant is properly represented here," said Justice Giegerich.

"I don't think he is," added Mr. Philbin, savagely.

The Judge said he would adjourn the motion until to-day, requiring that meanwhile Mr. Henderson be notified. As the adjournment was announced Mr. Philbin asked the Court if the case stood as if the order of Justice Dykman transferring the case had not been brought to the attention of the Court. The Judge said it remained in statu quo.

"I wanted to know," said Mr. Philbin, "because I do not want to be in contempt of two Supreme Court Judges at once, and I wanted to have an understanding with your Honor as it has been my intention to put the case of Diamond on the General Sessions calendar for pleading to-morrow. I consider the stay of Justice Dykman invalid."

"I do not think the District Attorney will place himself in contempt of court. I have too high a respect for him," said Justice Giegerich.

Assistant District Attorney Gans said yesterday that the stay which Justice Dykman had signed had undoubtedly been prepared in advance and that it had been signed without close examination. The District Attorney, he said, was convinced that a stay affected legally only the trial of the indictment and that preliminary motions and pleadings couldn't be stayed; that any such stays were nugatory and that if the District Attorney regarded them it was through courtesy to the Justice until his attention could be called to the error.

It was Assistant District Attorney Sandford who obtained the change of place for the argument of the Diamond stay. According to Assistant District Attorney Gans he was notified by telephone on Monday by Justice Dykman's son that Justice Dykman would like to have the argument made here instead of before him at White Plains, because he was ill.

MISS MOSS TO THE RESCUE.

Woman Was Making Toward the River When Lawyer's Daughter Intervened.

Residents of East 120th street saw a woman wandering down the street last night occasionally sitting on a doorstep for a few moments to rest. Among those who saw her were Lawyer Frank Moss and his daughter who live at 310.

About 9 o'clock the woman started for the river. Miss Moss followed her. According to Policeman Hart of the East 126th street station, the woman ran on to the pier at the foot of the street and was about to jump into the water when Miss Moss grabbed her. Policeman Hart said Mr. Moss, who had missed his daughter from the house, came up and assisted his daughter.

Mr. Moss says this story is a little exaggerated. He says that the woman was in the street when his daughter stopped her and that he and his daughter assisted her back to his home. She fell from weakness and they had some difficulty in getting her to his house. They were doing their best to revive her with hartshorn when Policeman Hart came along and called an ambulance.

On the way to Bellevue Hospital the woman told Dr. Slevin and Policeman Hart that she had been ill for some time and that she met two men yesterday, who took her to a saloon in 130th street, gave her a drink and assaulted her. At Bellevue she was put in the prison ward and the doctors said that they thought that she was getting over a long spree.

Mr. Moss said last night that as far as he could see there was no sign of liquor on the woman. She seemed to him, he said, as if she were insane or had been drugged.

The woman gave several names and addresses at Bellevue. She said that she had been in The Bronx in the afternoon and had fallen and cut her head. The policemen say that the woman has been seen about Harlem for the last two days acting oddly.

YOUNG HEIRESS KIDNAPPED.

Seven-Year-Old Child Carried Off, Perhaps by Her Own Father.

CHICAGO, Aug. 27.—Seven-year-old Margaret Tyler, said to be heir to a $100,000 estate, was kidnapped from the home of Mrs. M. F. Green at 2345 Magnolia avenue this afternoon by a man whom Mrs. Green says she believes is the father of the girl, divorced from her mother several years ago. The kidnapping occurred at 2 o'clock in the afternoon.

The man drove up in front of Mrs. Green's home in a surrey and running into the hallway of the house where Mrs. Green and Margaret were standing, seized the child, who vigorously resisted, and carrying her to the surrey drove rapidly away. Mrs. Green notified the police and a patrol wagon filled with policemen was sent out. They followed the kidnapper and the child to the corner of Leland and Ashland avenues, where all trace of the surrey was lost.

Barnett's Extract of Vanilla
is the standard everywhere. Sold by men grocers.—Adv.

Underberg Boonekamp Bitters.
Promotes digestion. Manager to one dealer.—Adv.

Engage Space in Advance.
The Lake Shore Limited of the New York Central is running full. It is necessary to engage space days in advance in order to get just what you want. Cleveland and Chicago passengers please note.—Adv.

U. S. SENATOR BLACKBALLED.

LAWYERS TURN DOWN PATTERSON OF COLORADO.

Sensational Incident of the Meeting of the American Bar Association in Denver —The Only Republican Member of the Committee Not Present When the Democratic Senator Was Voted Out.

DENVER, Col., Aug. 27.—Congressman Littlefield's attack upon the United States Supreme Court for its decision in the insular cases was not the only interesting feature of the meeting of the American Bar Association in Denver last week, although it was the most widely reported.

The really sensational incident of the meeting was the blackballing of United States Senator Thomas M. Patterson for membership in the Bar Association. The local committee that passed upon his application was composed of seven members of the Denver bar, six of them being Democrats and one a Republican. This member, however, Mr. Valle, was not present at the meeting, as he is in Europe. The report accompanying the recommendation that the application be denied was not made public. It is generally admitted that it must have dealt with other than his legal qualifications, as his standing as a lawyer is widely known. Mr. Patterson had some notoriety as a lawyer in Indiana long before he took up his residence in Colorado.

It is a most unusual thing for a lawyer of reputation to be blackballed by the American Bar Association, and its members are anxious to know the cause for the action in Senator Patterson's case, which is all the more remarkable in view of the fact that the newspaper of which he is the proprietor contained an editorial the day before the vote was taken highly eulogizing the American Bar Association and welcoming its members to Denver.

THIS WAS NO PIPE DREAM.

Engineer Kelsey Blows Out Six Feet of Blacksnake.

FREEHOLD, N. J., Aug. 27.—Supt. W. Scott Matlack of the Freehold Water and Sewer System recently put down a new ten-inch artesian well at the pump station at Lake Topanemus. He and Engineer George Kelsey were connecting the feed pump with the compressor of the well. A piece of iron pipe was used to make this connection. The pipe had been taken from the sewer farm a few weeks ago and had been lying on the grass ever since at the pump station. The pipe was about twenty feet in length. Eight feet were cut off one end of the pipe and a new thread put on.

Mr. Matlack tried to blow through the pipe, but found that it was stopped up. Engineer Kelsey then stood the pipe on end and tapped it with a hammer. Some dirt fell out and the men thought it was clear, and started to connect it with the feed pipe. Mr. Matlack got up on one ladder and Engineer Kelsey on another, and Mr. Matlack, looking into the pipe the second time, saw that it was still clogged. He told Engineer Kelsey to blow while he held the pipe up. As Mr. Kelsey blew Mr. Matlack was dumfounded to see the head of a large black snake protruding about ten inches from the pipe. The snake hissed in Mr. Matlack's face and waved its head, crawling further out all the while.

Mr. Matlack dropped the pipe and his tenant Mr. Kelsey immediately killed the snake, which was over six feet long. Mr. Kelsey says he is one of the best blowers in town, but he did not think that he could blow hard enough to cause snakes to appear.

WASHOUT WRECKS AN EXPRESS.

Congressman Otey Among Those Injured in a Virginia Accident.

RICHMOND, Va., Aug. 27.—Passenger train No. 12 on the Southern Railway was wrecked by running into a washout near Danville early this morning and several persons were injured. Among them were Major Peter J. Otey of Lynchburg, Congressman from the Sixth district, left hand badly lacerated; the Hon. B. A. Davis, member of the Constitutional Convention from Franklin county, hip, arm and left side badly bruised, face cut; Mrs. B. A. Davis, severe scalp wound and contusion between the shoulders.

The washout was caused by a small stream greatly swollen by recent heavy rains. Fully ten feet of track was without foundation. The engine and baggage car passed safely over, but the track and embankment gave way under the two way coaches, which fell into the hole, one of them rolling down the embankment.

Mr. and Mrs. Davis and their four children occupied seats opposite Major Otey, and when the crash came the wheels under the coach on Major Otey's side fell off, letting the bed of the car down on the crossties. Then the car turned over on its side, piling the passengers in a heap against the seats and windows.

Mr. Davis was stunned and Mrs. Davis was perhaps the worst hurt. Their children were saved almost without scratches through the prompt assistance of Major Otey and other men, who felt about in the darkness and got them out from among the seats. One young woman saved herself by swinging from the chandelier.

ASK FOR JUDGE'S REMOVAL.

Members of the Nome Bar Say Judge Noyes Is Incompetent.

SAN FRANCISCO, Aug. 27.—Fifty-two members of the Nome bar have petitioned President McKinley to remove Judge Arthur H. Noyes of the District Court of the Second Division of Alaska.

In the petition it is alleged that Judge Noyes is "vacillating, dilatory, weak, partial, negligent, careless and absolutely incompetent; that he has lost the confidence and respect of the attorneys of the bar, of the court and of the residents of his judicial district; that his orders and decrees are violated and treated with open contempt; that the interposition of a fearless and honest Judge is urgently required at Nome to prevent further riot and bloodshed, to relieve the congested calendar, to preserve law and order and to protect life, liberty and property."

The petition urges his immediate removal and the assignment of a competent successor. The petition was sent by steamer to this city to be telegraphed to Washington, and a committee was appointed to obtain data from the court records to prove the charges against Judge Noyes.

GLENNON HAS UNTIL FRIDAY.

Further Postponement of Pleading in the Tenderloin Cases.

The pleading of Wardman Glennon, Sergt. Steele and Plainclothesman Dwyer of the West Thirtieth street station was adjourned again yesterday by Recorder Goff until Friday morning. Former District Attorney Rosgway of Kings county said he had just come into the case and wanted time to decide whether he would demur to the indictment or plead.

JAYNE'S EXPECTORANT—for coughs and colds.
JAYNE'S EXPECTORANT.—Adv.

TILLMAN'S EYE INJURED.

Under From a Locomotive Makes an Operation Necessary.

CHARLESTON, S. C., Aug. 27.—Senator Benjamin Ryan Tillman, who went to Spartanburg yesterday to attend a political meeting, was forced this morning to leave for home on account of the serious condition of his eye. The Senator has only one good eye. On the way to Spartanburg yesterday he occupied a seat in the day coach, which is his habit when traveling in South Carolina, and a hot cinder flew in through the window and lodged in his eye. There was a smarting sting, and Senator Tillman endeavored to have the cinder removed. He failed in this, however, and last night suffered a great deal. The eye was inflamed and it was found necessary to perform an operation.

His friends are alarmed for fear that he may become blind, although the Senator is hopeful that the trouble will disappear. He returned to his home at Trenton, where he will remain in a dark room. Before leaving Spartanburg Senator Tillman gave out a statement in which he spoke of his adherence to the Democracy. He was opposed, he said, to the Cleveland brand of Democracy, and claimed the credit for saving South Carolina from the Populists in 1892.

Tillman also touched on his recent speech about a probable cotton-mill strike. He said the operatives were entitled to every consideration and that any attempt to coerce them into voting for McLaurin would result in much harm and internal troubles for the mill magnates.

ROBBED A GAMBLING HOUSE.

Johnson Seized $4,270 and Sprinted Off —Was Caught by Police.

NASHVILLE, Tenn., Aug. 27.—A robbery occurred in the gambling rooms over the Climax saloon at 8.15 o'clock this morning. Thomas J. Johnson, 28 years old, a harness maker by trade, who has followed gambling for some time, seized a pocketbook containing $4,270, fled and had gone several blocks before he was taken in custody. W. J. Cantrell, an employee of the house, had counted the money and placed it in the book when Johnson, who was reading a paper, picked up the book. Cantrell ordered him to put it down, whereupon Johnson told him if he tried to stop him he would shoot him, at the same time pushing the muzzle of a pistol in Cantrell's face.

Cantrell who had thought Johnson was joking, fell back, and Johnson retreated toward the door keeping the five men in the room covered with the revolver.

Reaching the door he bolted down the steps. He was pursued by several men. Police Sergeant Long caught Johnson at the end of the bridge. Johnson's revolver was taken from him and he was marched to the police station where he was searched and the money found intact.

Johnson admitted taking the money, and in explanation he said the house owed him money, that he had tried to get a settlement but failed and he had decided to get it in this way. This story is denied. Johnson was arraigned in the City Court, bound over to the criminal court, and later was transferred to jail.

BLOCK ON RIVERSIDE SOLD?

Palatial Residence to Be Built on Old Orphan Asylum Society Property.

The Orphan Asylum Society of the City of New York has practically concluded a sale of the block bounded by Riverside Drive, West End avenue and Seventy-third and Seventy-fourth streets. The contract of sale was to have been signed yesterday afternoon, but the date for executing the instrument was postponed owing to the appearance of some obstacle, which is said, however, to be of small importance.

Henry W. De Forest, President of the Board of Trustees, declined to say anything with reference to the sale, except that negotiations are pending. The deal has been arranged by S. Osgood Pell & Co. Mr. Pell said last night that he expected the contract to be signed in a few days. The buyer, he said, is a Western millionaire and the price about $1,000,000. The property, it is understood, is to be used as a site for a residence. Its dimensions are 208.5x353x204.4x393.11.

The society is a private corporation, established in 1807. Something over a year ago it was decided to sell the home in Riverside Drive, which had grown very valuable, and to secure a less expensive site on which to build larger accommodations in conformity with modern constructional requirements. A plot of about forty acres was bought on the Hudson, above Yonkers, where quarters now in course of erection will be ready for occupancy by October next year. Instead of having one building, as now, the institution will occupy a group of cottages.

DOWIE ASSESSED FOR $500,000.

Chicago Board of Review Has to Fix a Sum Arbitrarily.

CHICAGO, Aug. 27.—John Alexander Dowie, the Modern Prophet of Zion, defied the authority of the Board of Review today. Dowie was arbitrarily assessed $500,000 on his personal property. Final decision was entered in the case.

Notice had been served upon Dowie to appear before the board and show cause why his assessment should not be raised from $15,000. This was the second notice sent to Dowie, and in each case he ignored the reviewers. To-day the board wasted no time over his case. His name was called and there being no answer the complainant, Attorney M. H. Ashton, was heard.

According to the information left with the reviewers, the Modern Prophet, on April 1 was the owner of the Zion Land Investment Association, Zion City Lumber Company, Zion City Planing Mills, one printing and publishing house, four newspapers, five homes for those of his followers under treatment, seven tabernacles, and, according to the best information obtainable, had upward of $500,000 on deposit, most of which money has since gone into the Waukegan Land deal.

The members of the board were inclined to make the assessment larger, acting upon their authority to fix an arbitrary figure against property owners who refuse to respond to notices, but after consideration it was agreed to make the figure $500,000, an amount upon which they feel certain collection can be made in the event of a contest.

POTATOES TO LIFT MORTGAGES.

Great Year for Farmers on the Eastern End of Long Island.

RIVERHEAD, L. I., Aug. 27.—It is estimated that farmers in the town of Riverhead and the adjoining town of Southold have 15,000 acres of potatoes to gather. This means about 1,575,000 bushels, or, at the prevailing price of 90 cents and $1 a bushel, about $1,500,000. It has been a great year for farmers on eastern Long Island, and more than one mortgage will be lifted as a result. The crop is being rapidly harvested, and the daily shipments to market are heavy.

The Palisades, the Highlands of the Hudson River, the wine lands of the Catskills and the beauties of the Mohawk Valley are all spread out before you as you travel by the New York Central.—Adv.

TO WED LADY FRANCIS HOPE.

MAJOR STRONG MAKES ANNOUNCEMENT AT YOKOHAMA.

Says She Is Now Seeking a Divorce From Her Titled Husband—Expect to Remain in Japan Indefinitely, and Live in Foreign Settlement at Yokohama.

SAN FRANCISCO, Aug. 27.—Yokohama advices received by steamer say that Major Putnam Bradlee Strong of New York, and Lady Francis Hope, better known as May Yohe, have arrived there under the name of Mr. and Mrs. Smith. They were booked for Nagasaki.

Major Strong in an interview said: "All this nonsense which has appeared about us in San Francisco and New York papers is absolutely false. I do not conceal my identity and admit freely that Lady Francis Hope is travelling with me. I intend to make her my wife. She is at present securing a divorce from her husband, Lord Francis.

"What do I intend to do? Well, I expect to remain in Japan indefinitely and after going as far as Nagasaki I shall return to Yokohama and take up my residence in the bluff." The bluff is where the foreigners live.

TEXAS'S WILD GUSHER.

Death of Three Men in Trying to Control Beaumont's Latest Oil Well.

DALLAS, Tex., Aug. 27.—Three men dead, five overcome by gas and in a critical condition and one of the largest and most ferocious oil gushers in the world going absolutely wild, is the condition that has excited the Spindle Top hill district at Beaumont for twenty-four hours.

The Palestine Beaumont well came in with a rush last night and the oil spouted with such tremendous force and volume that control of it was an impossibility on the part of the men conducting the drilling. Thousands of barrels of oil an hour flowed out forming lakes and rivers around the derrick and endangering the entire oil field and the city of Beaumont in case of fire starting.

At the time of the unexpected rush of oil James S. Smith, John McDaniels and three other workmen attempted to reach the shut-off valve beneath the derrick floor in order to hold back the oil. Smith and McDaniels were overcome by the gas and fell dead in the lake of oil. Thomas B. Creighton and Thomas Sundeeta were also overcome by the gas and rescued in an unconscious condition. Physicians after from five to seven hours' work restored the men to consciousness, but their lives are still despaired of.

Pat Gallagher, an employee of the Heywood Oil Company, lost his life in the manner that Smith and McDaniels did last night. His two companions were rescued unconscious.

A small army of men is on watch for emergencies in the entire oil field to-night. The oil has formed a river and goes tumbling out over Spindle Top hill.

DEPEW SHY ON CARFARE.

Dropped In at J. Pierpont Morgan & Co.'s to Borrow a Nickel—Said So Himself.

Senator Chauncey M. Depew made his first visit to Wall Street yesterday since his return from Europe. He "dropped in" at several large financial institutions of which he is a director, including the Equitable Life Assurance Society and the Union Trust Company. A newspaper reporter who met him just as he was entering the office of J. P. Morgan & Co., asked him for a pointer regarding the important affairs that brought him into Wall Street.

"The news of the day is that I am strapped," said the Senator. "I spent all my money on my vacation and am shy carfare. I am going in here to see if my friend Morgan will lend me a nickel to get uptown."

FIGHT OVER A 45-FOOT FENCE.

Gerken Built It After a Row Over a Hen —Greenbergs Pulled It Down.

Charles Gerken of 408 Newark street, Hoboken, built a fence 45 feet high a few days ago in the rear of his house to prevent, he says, Harris and Charles Greenberg, who live at 410, from seeing and passing remarks on what the Gerken family are having for dinner. The Greenbergs pulled it down. Gerken had the Greenbergs up before Justice of the Peace Engler, who held them in $300 bail on a charge of malicious mischief. The strained relations of the two families were brought about by a hen who belonged to the Greenbergs, but laid eggs in Gerken's yard.

BENJAMIN PARR DISCHARGED.

Returns the Papers Lawyer Loder Accused Him of Stealing.

YONKERS, N. Y., Aug. 27.—Benjamin Parr, the New York flour merchant who was charged with petit larceny by Noah Loder, Jr., was discharged to-day and the papers alleged to have been stolen were turned over to Loder. Mr. Parr's defence was that the papers had been handed to him by his own lawyer, Charles Guerding. Guerding testified, however, that the papers were handed to Parr by Loder. Judge Kellogg held that there could be no larceny as there was no termination of the time in which the papers were to be returned.

COM. LIPTON SAVES THREE MEN.

Their Boat Capsized on the Course of the Jamaica Bay Yacht Club Regatta.

Commodore Oscar M. Lipton of the Jamaica Bay Yacht Club rescued three men in Jamaica Bay on Saturday afternoon. He was following the club yachts when he saw a rowboat capsize near Rockaway Point. Commodore Lipton crowded his launch and reached the men as they were about ready to give up. The men were hauled on board the launch and described themselves as George J. Hart, J. J. Chambers and Frank Winkle, all living near the corner of Eleventh avenue and Thirty-fifth street, New York.

BANDIT CHIEF KILLED.

Mexican Rurales Rescue a Young Girl He Had Kidnapped.

DURANGO, Mex., Aug. 27.—José Benedico Valdespino, the leader of a desperate band of brigands, who had been operating in the Nombre de Dios district of this State for several years, was killed in a cave in the mountains where he made his rendezvous by a force of rurales a few days ago. With him was a beautiful young girl who was kidnapped by Valdespino and his band from a neighboring ranch several months ago.

Poland! Poland! Poland! Poland!
The purest natural spring water in the world.—Adv.

ROCKEFELLER WEDDING GIFT.

Gossip That Father Will Give Son a Magnificent Estate in Mount Pleasant.

TARRYTOWN, N. Y., Aug. 27.—Following the announcement of the engagement of John D. Rockefeller, Jr., to Miss Abby Aldrich, daughter of Senator and Mrs. Nelson W. Aldrich of Rhode Island, there is much speculation as to what John D. Rockefeller will give the young couple as a wedding gift. Mr. Rockefeller owns nearly 2,000 acres of the best land in the town of Mount Pleasant, and he is still adding to his estate. It has always been said that Mr. Rockefeller was not buying the land for himself but for his son. Often the report has gone forth that he intended to build one of the finest mansions in the country and present it to his son when he was married. Mr. Rockefeller has just completed a magnificent stable of granite, and this it is believed is to be only the beginning of a large plan of building operations.

Among Mr. Rockefeller's recent purchases is the land in the Buttermilk Hill region. This is the highest point in Westchester county. To connect this with his property he has built an iron bridge across the Putnam railroad tracks. The site would be admirable for a great country mansion. When Mr. Rockefeller first came to Tarrytown he intended building a mansion for himself, but he had so much trouble with the assessors that he abandoned the idea.

DUCHESS WONT CROSS CANADA.

Interesting Event in Prospect Causes Change in Plans.

OTTAWA, Ontario, Aug. 27.—The Duchess of Cornwall and York is not expected to travel extensively in Canada, and this announcement is causing a great deal of disappointment. It was at first announced that the Duchess would accompany her royal husband from Quebec to Vancouver and back to Halifax, a railway journey of about 6,000 miles. It is now said that an important event is expected to take place in December, and that the Duchess's medical adviser has announced that it would be unwise for her to undertake a long journey.

The ladies of Ottawa who were named to choose a gift for the Duchess have decided upon a fur cape.

LOAD OF SHOT IN BANKER'S FOOT

He Says That a Gun He Was Showing His Wife Exploded.

Peter Eaton, who said he was a banker, was taken from his home at 131 West Sixty-third street last night to Roosevelt Hospital with a load of birdshot in his right heel. He said he was showing a gun to his wife when it exploded. An ambulance was called, but was half an hour in arriving. A policeman made a tourniquet of his handkerchief and stanched the flow of blood. It was said at the hospital that the foot might have to be amputated.

Mrs. Eaton went to the hospital, and after her husband had his foot dressed took him home in a cab. The doctors said that unless blood poisoning set in Mr. Eaton's foot would be saved.

FOUND A BOX OF JEWELS.

Workman Came Across a Burglar's Cache While Cleaning a Culvert.

ARLINGTON, N. J., Aug. 27.—While Charles Condon of Lyndhurst was cleaning out a culvert in North Arlington recently he found a tin box containing jewelry and a bundle of burglars' tools. The tools were wrapped in a newspaper dated January, 1896. There were several pairs of sleeve buttons, gold earrings, set rings and a watch in the box, the lot probably worth several hundred dollars. It is supposed that the box was abandoned by one of the gang of burglars that has robbed many houses in Bergen county.

THOUGHT HIM A BRIDGE JUMPER.

But He Wasn't—Just a Brooklynite, Feeling Gay—Locked Up.

John Thompson, 26 years old, of 98 Nassau street, Brooklyn, was seen hanging by his hands to the outer railing of the north roadway on Brooklyn Bridge last night as if he was about to drop. Inspector Held of the Brooklyn Rapid Transit Company, who saw him, stopped a passing car and, with the assistance of a few passengers, lifted the man over the railing and turned him over to Policeman Duryea.

He was locked up in the Oak street police station for being drunk.

HAVANA QUEENS OF BEAUTY.

Two Prize Winners in Cuban Contests Arrive Together.

Señorita Silvia Alfonso, who won the title of "Queen of Beauty" in the last contest at the Cuban capital under the auspices of *Figaro*, arrived yesterday from Havana aboard the Ward liner Morro Castle. Señorita Alfonso was in charge of a former "Queen of Beauty," Señora Pulido, who is on her way to France on her wedding tour. Señorita Alfonso is a granddaughter of Señor Aldama, a sugar planter, well known in America. She looks as if she deserved her title.

FAMINE IN SOUTHWEST TEXAS.

No Rain in Zapata County for Fifteen Months—The People Dying.

GALVESTON, Tex., Aug. 27.—Conditions in Zapata county in southwest Texas where a famine is prevailing, in consequence of a fifteen months' drought, are steadily growing worse. No food has reached the famine-stricken people yet, and deaths from starvation are occurring daily.

Dead at 103 Years.

Mrs. Catherine Howe, who died on Monday at the home of her daughter, Mrs. Annie E. Jones, in Williamsburg, was born in Johnstown, this State, of old Dutch stock, in 1798. Her daughter is 62 years old. She leaves six grandchildren and three great-grandchildren. She had one son, Joseph J. Howe, who died of disease contracted in the Civil War. She will be buried in Greenwood to-day.

Jerome to Resume His Inquiry.

Justice Jerome and Assistant District Attorney Garvan said last night that the investigation that began with the discovery that police wires were used to tip poolrooms would be resumed this morning. It was announced that Justice Jerome had new "leads."

Latest Marine Intelligence.

Arrived: At Santiago de Cuba, Lambert Mason, Aug. 21.
At Kansas City, Lewis Brooks, Aug. 11.

Pan-Am and Niagara Falls $6.
Round trip tickets sold by Lackawanna Railroad Saturday and Sunday, good five days.—Adv.

You can find a delightful summer home along the Harlem Railroad. Inquire of any New York Central ticket agent, New York and Boston.—Adv.

MAYOR BLACK'S PERPLEXITIES

THE APPOINTMENT OF SPECIAL POLICE BRINGS TROUBLE.

General Dissatisfaction Because There Weren't Enough Jobs to Go Around, and the Mayor's Political Aspirations Had to Be Considered—His Congress Boom in a Bad Way—Tube Workers Call the Amalgamated Men to Account—Strikers Weary of Idleness.

McKEESPORT, Pa., Aug. 27.—Mayor Robert Jeremiah Black is angry clear through. Not only is he angry at pretty much everything, but the strikers are angry at him. He is in serious trouble. The well-laid plan to gain votes by a grandiloquent statement regarding the rights of labor and what he is going to do with the United States Steel Corporation which made him so popular with the strikers that his name had been widely proposed for Congress has fallen in on itself. It all came about through the appointment of special policemen.

A policeman in McKeesport is a particularly happy individual. The town is quiet and orderly and there is little work in policeing. There are usually about 1,500 applicants for the thirty-seven appointments to places on the regular force. When Mayor Black appointed extra policemen to the force last week almost every striker wanted to be appointed. It was impossible for the Mayor to appoint them all, just at present. These extra men get $2 a day for their services and there were hundreds of strikers willing to serve their country at that price.

Political considerations made it inadvisable for the Mayor to pick his assistants haphazard. The strike leaders wanted to get the Hungarians, Slavs and Poles organized. These have been hanging back. To assist them in this work the Mayor agreed to appoint a couple of Hungarians in his list of deputies. The Jews have a large voting strength in this city and they also had to be looked after. The Irish are growing to be important in McKeesport, and they also had to be represented. Swedes and other nationalities had to be looked after as they all have votes and it is votes that are wanted. Consequently the Mayor had quite a job selecting his extra men.

Now that the task is done, every striker who wanted to get on the force and failed is sore. The Mayor is displeased himself. He is angry at the publication of the arrest and experiences of John Sheridan. He is also angry at the strikers because most of the rank and file are turning against him because of his appointments. In fact, the Mayor is reaching the same position he was in before his first statement was given out. He is becoming the player of the lone hand and is cutting all his friends short when they try to talk to him. He is also greatly worried for the Congressional balloon which soared so beautifully a week or two ago. He has discovered that it was filled with nothing more substantial than hot air. As a politician, Mayor Black is very much disappointed and is rapidly losing his temper.

There was a Hungarian wedding down in Jerome street last evening and a large crowd gathered in a small house to dance with the bride at a dollar a dance. Beer and whiskey flowed freely. Some men dropped in on the festivities who evidently did not belong to that set. It was not long before a row was going on inside and a crowd of hundreds had gathered outside.

The police finally arrived and endeavored to straighten out the tangle. Policeman August Knadler, one of the regular officers, walked up to a big Hungarian who was standing on the sidewalk and asked angrily:

"Why don't you go in there and stop that row? You're a special officer. You were sworn in last Saturday."

The Hun merely shrugged his shoulders and replied:

"Me not go. Dese my friends."

That was sufficient excuse for the sworn officer of the law to permit a riot to proceed. Another Hun came up at this moment and the first speaker said:

"This my pardner. He an' me both do same ting. Swear same time. Him policeman."

Mayor Black refuses to give out a list of the special policemen he has sworn in. Two of them at least are now known. They are these two Hungarians. Several others are "under suspicion." The Mayor refuses to say anything at all. These two Hungarians who would not attempt to preserve order because their friends were engaged in the row are expected to preserve the peace and look after the safety of any American citizens desiring to return to their work in the mills of this city. In consideration for their appointment the Mayor expects their influence when he wants something else from the voters of McKeesport.

That the strike is a failure the strikers here are now well satisfied. Word spread among them to-day that a break may be expected at the mills in Wheeling next week, and the men who struck there last week will ask permission to return to work. A similar condition, it was reported, obtains among the strikers in Joliet, while in this city two of the employees of the United States Tin Plate Mills were turned back by the pickets this morning when they attempted to go into the mills. As yet there has been no serious break among the Amalgamated men in this city, but one is expected.

The strikers at the Wood and National mills are displeased at the attitude of the tin plate workers, whom they class as weak-kneed. The tin plate workers want to go back to work and are expected to make a break at almost any time now. Night Boss D. M. Pitcock and Manager George Crawford are at work among the men and have secured several promises from them conditional on protection. Just as soon as the officials of the tin plate plant think that it will be safe to do so that concern will start.

A break has already begun at the National Tube Works. One hundred and ninety machinists went to work in the machine shops of that concern yesterday, and a lot more went on last night. To-day the machine shop is running about half full. All the bricklayers are at work and repairs are being pushed as rapidly as possible. The strikers say this action was taken by the consent of the union, but the fact remains that the machinists are not half organized.

The men employed in the National Tube Works have discovered that they bought a gold brick when they came out on a sympathy strike with the Amalgamated Association men. It took them about two weeks to think it out, but they have now come to a decision. A meeting was held in Halter Hall yesterday afternoon, which was attended by several hundred t