

CUBAN FRAUDS CASE NEAR END

FISCAL SUMS UP IN THE POST OFFICE CASES.

He Says There Must Have Been an Understanding Between Neely, Reeves and Rathbone—Charges Against Two Cuban Stamp Clerks Withdrawn.

Special Cable Dispatch in This Item. HAVANA, Feb. 20.—The fiscal began today to sum up in the Post Office cases. He began by withdrawing the charges against Moya and Mascaro, the two Cuban stamp clerks. He sustained the principal charges against Neely, Reeves and Rathbone, but withdrew against the latter the charge of complicity in the issuing of duplicate warrants.

He also withdrew the charge of the embezzlement of \$678, the balance counted by Rathbone after his recent trip to the United States, which is the embezzlement he charged to Reeves, and the charge against Rathbone on account of the Peddigan-Neely matter of the sale of copper coins.

The fiscal said that the case was the most important in the annals of Cuban courts. He went into the matter of the general import and hearing of the case and dwelt upon the fact that prominent American officials and the Cuban courts, in connection with the matter. He laid stress upon the experts' examination of the books, their testimony showing conclusively that the Post Office had been robbed of at least \$122,000.

Rathbone, the fiscal said, had full powers when he was appointed Director-General of Posts, and was directly responsible for the defective organization and the form rendered in the various accounts, which he had not corrected. He said that he was responsible for the receipts and expenditures. By the postal code he should have deposited the postal funds directly he received them. His not having done so rendered him amenable to the law. The fiscal then referred to the inspection by Messrs. Sullivan and Leatherman. Regarding their recommendation that the country Postmasters serve in monthly statements, he said that his commendation was made in May, 1899. Rathbone claimed that he had ordered that to be done, but he never troubled himself to see that his orders were carried out. In consequence, sixteen months passed without this most important check being placed on the Postmasters.

There must have been an understanding between Neely, Reeves and Rathbone. He cited various letters that had passed between them to show this. Neely, he said, must have counted on the consent of Rathbone before writing to President McKinley advocating Rathbone for Civil Governor of Cuba.

HIS THIRD SUIT FOR DIVORCE.

Dr. Ruickoldt Has Had Two Such Cases and Now Has Another.

NEW HAVEN, Conn., Feb. 20.—Dr. F. Arthur Ruickoldt, a well known physician to-day brought suit against his wife for divorce on the ground of intolerable cruelty. They were married eight years ago. It is the third time that Dr. Ruickoldt has appealed to the Superior Court of this county in divorce proceedings. The other two women from whom he was divorced are residents of this city.

The present Mrs. Ruickoldt was a widow when she married Dr. Ruickoldt. She had considerable money when she met him. It is said that Dr. Ruickoldt had been anything but pleasant for some time. Numerous attempts on the part of friends to patch up their differences were only temporarily successful.

Dr. Ruickoldt No. 3 proposed to fight this case. Dr. Ruickoldt secured a divorce from Mrs. Ruickoldt No. 2 on statutory grounds and the correspondent in this case was Dr. W. J. O'Sullivan, who was then a student in the Yale medical school. At the time Dr. O'Sullivan ran a veterinary hospital across the street from the residence of Dr. Ruickoldt.

Dr. O'Sullivan graduated from the Yale medical school and took up his residence in New York City, where he became known as a medical expert.

LOCKE STILL HOLDS THE JAIL.

Has an Armed Guard to Keep Out the Republican Sheriff of Hamilton County.

UTICA, Feb. 20.—J. N. Locke is still in possession of the Hamilton County Jail, although he is not the Sheriff of the county. Sheriff Frank Nathan is unable to get into the office of the jail. Locke was the Democratic candidate for Sheriff. Nathan was on the Republican ticket. The Democratic Supervisors of Hamilton county counted the votes and declared Nathan elected. Locke refuses to give up the office. He has an armed guard, including James Higgins, a noted crack shot from Arizona, and they say they will not get out of the office until the Court of Appeals tells them to. The Hamilton county jail is now in the possession of the Court of Appeals. Locke and his armed forces are ready to resist in a forcible manner any attempted invasion by Sheriff Nathan.

POOLROOM KNOCKED OUT.

Laid 10 to 1 on Dark Finest—Only Two Left on Coney Island.

Three poolrooms have been doing business for over a month on Coney Island. They laid 10 to 1 yesterday against a good snook which the trainer and helpers now working horses at the Gravesend, Sheepshead Bay and Brighton tracks played heavily, and as a result one of the rooms was cleaned out altogether and quit business after the second race, and the other two rooms managed by digging deep in their purses to finish out the night.

NO STORAGE FOR HIM.

Beggar Demands Cabin Fare Home to Europe, With Spending Money—Jailed.

Eugene Thale, homeless, went to the office of the United Hebrew Charities on Wednesday night and said he wanted to be sent to his home in Roumania. The manager consented to pay his expenses in the steerage to Europe.

THEATRE FOLDING SEATS LEGAL.

Justice Murray Finds That the American Provides All Necessary Aisle Space.

In the Seventh District Municipal Court yesterday, Justice Murray rendered a decision in favor of the defendants in the suit brought against Greenwald & Weiss, managers of the American Theatre, by the city at the suggestion of Fire Commissioner Sturgis. The court decided that the folding seats in use in the theatre were contrary to the law as they constituted obstructions in the aisles. Justice Murray decided yesterday that the two feet of aisle space called for by the law was amply provided in spite of the folding seats.

FOUNDED 1843

PORTSMOUTH, Ky., Feb. 20.—John Bloomfield of South Portsmouth was fined one cent for swearing and assessed \$1 each for fifteen curses in Squire Austin's court. It was alleged that Bloomfield engaged in a wordy war with William Wilburn, a neighbor, during the course of which the latter received a general "cussing." According to the court, Bloomfield was fined at \$1 each, and as Wilburn swore that exactly fifteen had been applied to him, Bloomfield paid one cent general fine and \$1 apiece for fifteen cussing.

NEW BRIDGE CONTRACT UPHELD.

Justice Gaynor Says It Was Necessary.

Supreme Court Justice Gaynor of Brooklyn has decided against William F. Knowles in his action to have the contract between the Commissioners of the new East River Bridge and the Pennsylvania Steel Company annulled. He finds that there is no foundation for the alleged fraudulent intent in the giving of the contract. This is part of the opinion: "Concededly the necessary effect of the requirements of the Commissioners in the present case was to secure a contract. But it was necessary that a great public work which they were building should be built safe and durable, without defects and delays, that the right material should be used and that the contractor should be an experienced bridge builder and have a going plant and facilities long enough established and in the work for him to be adequate to carry on the work for him. It is shown that the requirements to this effect the Commissioners thereupon only passed details of duty and exacting requirements of them by law. It shows that in order to state a cause of action against them for fraud, it is necessary to show that such requirements were fraudulent because they limited competition; it was necessary for him to see further that the specifications constituting fraudulent breach of trust by them in giving out the contract."

HARDON OLD POLICE OFFENDERS.

Col. Thurston Increases Penalties to Them—Force's Views on Drinkables.

Deputy Commissioner Thurston presided at the police trials yesterday, and pursuing the policy he outlined when he took office, he increased the amounts of the fines of all previous offenders.

One policeman was up for having failed to pay \$17.40 for bottled beer ordered four or five years ago.

"How can you expect a man to pay for bottled beer when he has a wife and six small children to provide for?" he probed.

Policeman George H. Munn, guardian of the Bowery and Houston street crossing, had failed to report on the day he was ordered to be vaccinated. He said that was his day off, and anyway he had had smallpox. He was reprimanded.

William J. Ferris, on duty in Union Square Park, admitted that he had been off post to get a cup of coffee.

"But why didn't you get coffee from the lunch wagon in the park?" asked Col. Thurston.

"Aw, say! that's one of them charitable organization society wagons," he replied.

EXONERATES LEADER FRAWLEY.

Magistrate Brann Dismisses Election Case—Alderman Dietz's Case Reopened.

Magistrate Brann dismissed in the Essex Market police court yesterday the charge of aiding and abetting illegal registration made against Tammany Leader James J. Frawley of the Thirty-second Assembly district. Frawley was not in court. Judge Foster who presided over the trial said that the prosecution has utterly failed to make out a case against Frawley, said the Magistrate. "The witnesses against him, who are ex-convicts, testified to nothing but the usual innuendoes. The witness testified that he had induced them to vote illegally or had had any conversation with them or made any agreement with them or promised them. I am compelled to discharge him on the evidence."

Deputy Attorney-General Fuchs then asked the Magistrate to reopen the case against Alderman Dietz, J. Dietz, who is accused of aiding and abetting illegal registration. In order that he might secure corroboration of the witness for the people, The Magistrate granted the request of James J. Frawley, who was to-day in the Morrisania court.

C. L. TIFFANY'S FUNERAL.

Several Large Establishments Close Up as a Tribute to the Dead Jeweller.

Charles Lewis Tiffany, was buried yesterday, a simple funeral service being conducted at the Madison Square Presbyterian church by the Rev. Dr. Charles H. Parkhurst. Park & Tilford, Schumann's Sons, the Gorham Manufacturing Company, and the Sloane Carpet Company closed their doors during the hour of the funeral, the employees of each company attending in a body. The Rev. Dr. Parkhurst was represented by a large delegation. The honorary pallbearers were: Morris K. Jesop, Samuel Sloan, Salem H. Wales, Charles H. Parkhurst, John H. Parkhurst, A. Stewart, Frederick D. Tappin, Henry E. Howland, Charles E. Miller, O. D. Dunn, Leonard B. Cannon, George W. Johnson, Theodore R. Rogers, Joseph P. Park, George W. Quinlan, the Rev. C. C. Tiffany, Sherman W. Knevals, William Richardson, and the following trustees of Tiffany & Co.: Charles F. Paulding, Farnham, Gustav B. Berckmans, and George F. Kunz.

CIGARETTES AND SCHOOLBOYS.

Statistics Show That Those Who Smoke Are Behind Those Who Do Not.

KOKOMO, Ind., Feb. 20.—Prof. Ogg, Superintendent of the Kokomo Schools, reports to the Board of Education that out of 1,800 boys in the city schools 400 are addicted to the cigarette habit, and are in consequence two years behind the non-smokers in their studies. Of the effect on their studies and conduct Prof. Ogg in his report says: "These various reports include nearly 1,300 boys from the first grade through the high school. Over one-third of the boys admit they do smoke or have smoked. Those who belong to the class of smokers average one year older than those who do not smoke. The average age of the habitual smokers the difference in age is two years, making them two years behind the non-users in their studies."

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HAWES HAT COMPANY. The Hat's the Thing If It's a Hawes. NEW SPRING MONTEBELLO. NEW SPRING MARLBOROUGH. GUARANTEED HATS. Cor. 13th and Broadway, Cor. 30th and Broadway, NEW YORK. Astor House, Broadway, Boston: 171 Tremont St.

MAP CONVICT'S BODY MARKS.

WOODEN-LEGGED CHARMER FITS SCOTLAND YARD RECORD.

Godolphin Burslem, Mrs. Kramer's \$1,000 Beauty, Stripped, and the Prize for Identification With an English Wooden-Legged Crook of the Same Name.

"Capt." Godolphin F. Burslem, convicted of the larceny of \$1,000 from Mrs. Kramer of Baltimore and 283 West Fourteenth street, Manhattan, was stripped in the Tombs yesterday and examined to see if marks on his body corresponded to those of an English convict of the same name.

He says he is not that convict and that the marks on his body which look like bullet wounds are bites. There are but two of these, however, and other peculiar marks found on him fit the description sent over from Scotland yard of the convict.

Burslem says that this description is an invention by Mrs. Minnie Cummings, a former actress of Elberon, N. J., who saw the marks, when he was in bathing at Long Branch.

At the examination there were present Burslem's lawyer, Mr. Kissam, Assistant District Attorney Studin, Measurer Keith of the Bertillon bureau at Police Headquarters and Detective Sergeant Downing.

They found marks which Burslem admitted to be bullet wounds on his right arm at the base of his thumb, a wart on his shoulder and a wooden leg, all of which peculiarities correspond with those of the English convict.

In addition to these there are the two marks which Burslem attributes to bites and Mr. Keith to bullets.

Judge Foster has received a letter from Mrs. Burslem stating that Mrs. Kramer's prosecution of her husband is due to jealousy. Mrs. Burslem says that she is a widow, and that she is a mother of three children. She says that she is a mother of three children, and that she is a mother of three children.

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FIRE WRECKS FLATHOUSE.

Tenants Driven to Street in Night Clothes—Janitor Straged.

The Florence, a four-story double apartment house at 10 Kingston avenue, Brooklyn, was wrecked by fire yesterday morning and the eight families occupying it were driven into the street in their night clothes.

There were over twenty persons asleep in the building when the fire started in the cellar about 5:30 o'clock, and most of them had to scramble for their lives. John Cashman, the janitor, was the only person injured. When he discovered the fire he rushed through the building, smashing in the doors with an axe. He was almost hemmed in by the flames in making his way to the street and his eyebrows and mustache were singed. Before the firemen arrived a tank of oxygen exploded in the apartments of A. H. Tilt on the first floor.

The explosion helped to spread the flames, and the fire soon became carried down the ladders by the firemen, and others were piloted down the fire escapes. Police Sergeant Zeidler ran a scale through the roof window of his flat across an alleyway to an extension and assisted the members of his family and some of the other tenants across it. His family, however, were saved by one of the fire escapes and leaped from the end of it into the arms of Policeman Leonard.

The most heroic rescue was that of R. C. Suits, 78 years old and an invalid, by his son, Rufus J. Suits. The young man fastened his father to his back with a clothes line and carried him down a ladder. The building was damaged to the extent of \$12,000 and the losses by the occupants will foot up \$10,000.

There was a good deal of excitement at the Brooklyn Orphan Asylum on the opposite corner.

At the examination there were present Burslem's lawyer, Mr. Kissam, Assistant District Attorney Studin, Measurer Keith of the Bertillon bureau at Police Headquarters and Detective Sergeant Downing.

They found marks which Burslem admitted to be bullet wounds on his right arm at the base of his thumb, a wart on his shoulder and a wooden leg, all of which peculiarities correspond with those of the English convict.

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MRS. OAKES FAINTS IN COURT.

SUGGESTS HER HUSBAND'S LAWYER "SAILED" HER TRUNK.

Examination Suspended When She Examined Her Trunk. Mrs. Oakes, who is being sued by her husband, fainted in court yesterday when she examined her trunk. She was taken to a hospital and is now recovering.

After a long examination, Mrs. Adeline Estelle Sullivan Oakes, who is being sued by her husband, fainted in court yesterday when she examined her trunk. She was taken to a hospital and is now recovering.

Mrs. Oakes declared that her relations with her husband were merely social and that she had never loved him. She said that she had never loved him, and that she had never loved him.

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