

JONES ENDS GREWSOME TALE.

MORE DETAILS OF ALLEGED RICE MURDER PLOT.

Conspirators, Witness Says, Provided for Every Conceivable Emergency After Millionaire's Death—Patrick's Haste to Cash Checks Case of All Trouble.

Charles F. Jones continued his story yesterday on the witness stand in Recorder Nelson Robinson's court. Patrick is on trial for the murder of William M. Rice, valet of Jones, who, according to his own confession, was the tool that did the killing.

According to one of the valet's statements yesterday, he should have been the boss of the conspiracy and Patrick the tool. The first suspicious circumstance that caused an investigation by the police and led to the arrest of Patrick and Jones was the misspelling of Patrick's name on the check for \$25,000 payable to him and signed "W. M. Rice," which Patrick presented for payment at Swenson's bank on the morning after Rice's death.

It was that clerical blunder which started a series of awkward questions by the bank people and finally put the body into the possession of the Coroner before the alleged conspirators could have it burned. Jones insisted at the time, he said yesterday, that the check should not be presented at the bank until after the body was burned.

Robert M. Moore, one of Patrick's four lawyers, will cross-examine Jones on Monday. Moore said yesterday: "Jones has embellished his story too much. I have no doubt that I can convince the jury by cross-examination that he is a liar."

Jones had been allowed on Thursday to tell the jury his story of the murder with but few interruptions from the Assistant District Attorney. His testimony yesterday was all in response to questions put to him for the purpose of filling in the chinks here and there in his long and grewsome narrative.

The witness said that he had been talking about killing an old man in his sleep as it was a commonplace, everyday sort of thing to do, and he kept his wife about him, but he seemed listless and talked as if he was tired.

Going back to the development of the plot before the murder, Jones declared that he had read to Patrick a letter sent or received by Mr. Rice, in order that the prisoner might be familiar with every detail of the old gentleman's business. This sort of thing went on for about a year, he said.

Several times Mr. Rice had been to Mr. Jones for his business agents, but not signed by him, were sent out, he declared, over his forged signatures long before the death.

Q. What was the purpose of trying the forgeries on the dog, to test in a small way the efficiency of the fraud by which it was hoped to steal five millions later on? The same test was made, the witness said, with forged checks for small amounts, sent to Mr. Rice's agents in payment of their salaries.

The originals of these checks, Jones said, were retained by Patrick as models of Rice's handwriting. "Was there ever any talk between you and Patrick about Rice's committing suicide?" asked the Assistant District Attorney.

"Yes, we talked about that some." Q. What was said? A. Mr. Rice said to one of his callers one day that he was tired of living, that he was becoming weaker and wanted to die. I told Mr. Patrick about that.

Q. Did you see the money that was sent to New York to rebuild a burned oil mill in Texas that he was interested in? Mr. Patrick said that we would need that money to fight our will.

Q. Did you see anything to you as to why it was necessary for Rice to go to bed on the particular Sunday? A. Yes, if Mr. Rice had lived till Monday he would have sent all the money he had in the bank to New York to rebuild a burned oil mill in Texas that he was interested in.

Charles Chadwick Made a Deputy by Jerome. Charles Chadwick, Yale '97, has been appointed a Deputy Assistant District Attorney. He was a member of the Yale 'Varsity football eleven for four years, playing as tackle guard.

SMUDDERS AT NEW YORK.

President Elliot Says the City is Absolutely Ugly and Squallid.

Nearly three hundred men sat down at the twenty-sixth annual dinner of the Harvard Club at the Waldorf-Astoria last evening. President Charles S. Fairchild of the club presided, and with him at the desk sat President Charles W. Elliot, the Hon. Carroll D. Wright, Frederick P. Fish, the Rev. Dr. Minot Savage, and Dr. George B. Shattuck.

President Elliot referred to the gifts of Nelson Robinson, J. Pierpont Morgan and John D. Rockefeller and his son to the university, and he dwelt upon the example of Mr. Robinson in giving an endowment of \$1,000,000 for a building. The condition of Mr. Rockefeller's gift of a million, that \$750,000 should first be raised, had been so far met within a fortnight that \$600,000 had been procured already.

At 11 o'clock New York these past three days I have been impressed with the absolute ugliness and squalor of the whole thing. The water which surrounds the city and Central Park, they are the only good things; and the rich people driving out for pleasure in Fifth avenue—that is the most hideous thing of all. I can't think of any one counting that a pleasure.

One of the greatest powers is that of persuasive speech. And one of the greatest things to teach men is this, the power of persuasive speech and clear statement. It is a great thing, in court or in a faculty—which is one of the most contentious debating clubs I know of.

In the recent conference of thirty-six men (the National Civic Federation) story or story all that he cared to say, and there was not a single novel idea uttered. The reason for this was, in his opinion, that the men were not even in domestic life, succeeded in getting up to the ethical level of the Old and New Testaments.

President Elliot made his speech with all gentleness and smiles. Mr. Wright, Mr. Fish, Mr. Fairchild and Mr. Shattuck also spoke. EXTORTION, CRISP PAVNBROKER. Paid \$150 When Threatened With Arrest and Got a Receipt for It.

When Moses Glück, a pawnbroker of 149 Third avenue, was arraigned on remand in the Yorkville police court yesterday on the charge of receiving stolen goods former Assemblyman Joseph I. Green asked Magistrate Pool to adjourn the case as he proposed to make a charge of extortion on the prisoner's behalf.

"I have that money," interrupted Detective Turner of the East Sixty-seventh street station. "I know you have, and I propose to find out if the police are to be permitted to take money from prisoners," retorted the lawyer.

"There appears to be something behind this charge and I will give an opportunity for the facts to come out," said the Magistrate in parting Glück on Monday. Glück was discharged by Magistrate Meade on Thursday after several examinations on the charge on which he is now held, that of receiving an overcoat and some cloth, together valued at \$100 and stolen from Louis Silberblatt of 174 East Seventy-seventh street.

He says he gave Silberblatt \$150 in the presence of the detectives and got a receipt for it. He understood that the money was to save him from being arrested. His mother was sick and he wanted to avoid notoriety.

NIXON'S DISTRICT THREATENED. Tammany Men in the 25th Flocking to Greater New York Democracy. Marcus R. Mayer, the leader of the Twenty-fifth district, announced yesterday that the number of recruits had been very large and that it included a number of men who had in the past been loyal to Tammany.

Each of the men brought into the new organization a considerable number of followers, all of whom have enrolled in the district for Tammany Hall is John J. Scannell, one of the warmest friends that Richard Croker has.

HE OWES MINNIE KURTZ. The Missing Police Witness Sees an Execution Against Andrew Witt. The Sheriff has received an execution for \$2,221 against Andrew Witt of 27 Stanton street or 212 West Fortieth street, in favor of Minna Kurtz.

Mina Kurtz is said to be Minnie Kurtz, kept by the late Charles Witt in a case of Police Captain Diamond and Warden Bissert, who was released under a writ of habeas corpus a week ago. She formerly kept a house at 27 Stuyvesant street, and in real estate transfers on Dec. 12, 1901, it appears that Minna Kurtz conveyed one-half part of the property to Andrew Witt, and on Feb. 1, 1902, a power of attorney to Ike Hirschfeld.

FOOTPAD AT HER THROAT. Attacked Mrs. Dorgan Near Her Home in Harlem—Scared Off. Mrs. John J. Dorgan, the wife of a real estate agent of 618 West 138th street, was ill in bed yesterday as the result of an attack made on her by a highwayman near her home on Thursday night.

ATLANTIC AVE. IMPROVEMENT. The Contracts for the Work Awarded Foot Up \$1,200,000. The contracts for the tunnel and elevated work of the Atlantic Avenue Improvement Commission in Brooklyn were awarded yesterday, the amounts aggregating over \$1,200,000.

POOL SETS SPITTERS FREE. Ferryboats Should Have Cuspidors, Says the Magistrate. Seven young men were arrested yesterday for spitting on the cabin floors of Brooklyn ferryboats. In the Yorkville police court Magistrate Pool discharged them.

BLOW TO BURNS GIRL'S ALIBI.

CONDUCTOR SWEARS HE SAW HER GOING HOME TO BROOKLYN

At an hour which would permit her to leave the Glen Island Just After Brooks was shot—She Says She Was at Home Then—Witness to a Quarrel Found.

The case against Florence Burns, charged with the murder of her lover, Walter Brooks, in the Glen Island Hotel a week ago, has been strengthened in the last few days and District Attorney Jerome and his assistants are now satisfied that she will be held at the close of the examination before Justice Mayer, which begins today, but that she will be indicted by the Grand Jury some time in the coming week.

The District-Attorney's office made public yesterday depositions of several witnesses who will testify to-day, but one deposition they declined to make public. This is made by Arthur Weibles, a conductor of the Kings county elevated railroad. Conductor Weibles says he saw Florence Burns on his train when it left the Brooklyn end of the Bridge at 11:15 o'clock on Friday night.

Poster L. Backus, counsel for the Burns girl, was to have offered to the District Attorney yesterday depositions and witnesses in regard to the girl's movements on Friday night, but about the first news he received when he got to his office was the story of Conductor Weibles.

On top of this came a statement from a person whose identity is unknown, says to the District Attorney's office, to the effect that Brooks and the Burns girl were seen at 8 o'clock on Friday night at West Broadway and Cortlandt street, which is only a short distance from the Glen Island Hotel, and that they seemed to be quarrelling.

In view of these things Mr. Backus did not bring his alibi to Mr. Jerome. He had a talk with the District Attorney, but it didn't result in any motion for the release of the Burns girl.

There are several witnesses whose names have not been mentioned yet in connection with the Brooks murder who will be called to testify to-day, and it is understood that their testimony is depended on to shatter any alibi which Mr. Backus may produce for his client. These witnesses have been closely guarded, and their testimony is expected to be a surprise.

Weibles' story is in direct contradiction to that told by the girl when she was arrested. She then said that she was at home on Friday night. Weibles says that he has known the girl for some time. Both she and her parents travelled on his train, in going to and coming from their home in Flatbush.

His train left the Brooklyn end of the Bridge, he says, at 11:15 o'clock on Friday night and got to Beverley road at 11:40. He says that the Burns girl got on at the Bridge and got out at Beverley road, and that in getting out she nodded to him.

Thomas Smith, the news agent at the Brooklyn end of the Bridge, corroborates Weibles to the extent of saying that the girl got on the 11:15 train on the Coney Island branch of the road. Smith knew her from seeing her often as a passenger on the road, just as Weibles did.

The importance of this testimony is in the fact that if Florence Burns was in the Glen Island Hotel on Friday night, to go direct to Brooklyn she would have had to be between 10:30 and 10:50 o'clock. That was the period when John Earl, the clerk, was off duty, and the only time that any one could leave the hotel without being seen.

Weibles has been under examination for nearly two hours, but was unshaken. He put his statement in writing and swore to it. The witness who tells of a row between Florence Burns and Walter Brooks at West Broadway and Cortlandt street early on Friday night says that she was well and that he cannot be mistaken about them. He will swear to his story on the stand to-day.

The new evidence which has come out against his client has taken Mr. Backus somewhat by surprise, and it may be that he will not use the alibi he has established for his client. He is not anxious to tell much about his defence, but it is understood that he will produce sixteen-year-old Clara Burns, a sister of Florence Burns, to swear that Florence was at home at 7:30 o'clock on Friday night, as she says she was. Mr. Backus will call Dr. Weston as a witness, if the District Attorney sees fit, and it is understood will try in every way to prove that Brooks committed suicide.

In the depositions made public yesterday there was nothing which has not already been printed. SALARY, NOT FEE OFFICES. Change of Payment of Sheriff, Register and County Clerk Constitutional.

The laws changing the offices of the Sheriff, County Clerk and Registrar from the fee to the salary system have been declared constitutional by the Appellate Division of the Supreme Court in Brooklyn. A decision to that effect was handed down yesterday.

THIRD DEGREE ABOLISHED. JEROME AND PARTRIDGE BRING ABOUT THIS RESULT. Their Action an Outcome of the Brooks Case—The Old Custom Was to Brown Prisoners Into Making Admissions Damaging to Themselves or to Others.

PHILADELPHIAN UNDER TOW.

THE LEYLAND LINER DISABLED IN MID-OCEAN.

She is Now Being Towed Toward Halifax by the North German Lloyd Steamship Neckar—This News Was Brought Yesterday by the Beated Teutonic.

The big twin screw passenger and freight carrier Neckar of the North German Lloyd line, bound from Bremen for this port, was reported at 2:18 o'clock on Tuesday morning about 1,110 miles east of Sandy Hook.

The Neckar was disabled about one thousand miles east of Sandy Hook, and the Philadelphia about fourteen hundred miles, which is about seven hundred and five miles from the Neckar's position when the Teutonic sighted her. If she reaches Halifax she will have towed the Philadelphia about fourteen hundred miles, which is about the best any tug or sloop can do in the towing line.

A line was passed to her. After tugging through the stormy seas about thirty-five minutes the hawser parted. Another hawser was drifted down to the Philadelphia and the George started ahead again. The second hawser snapped, and, as the southerly gale increased, and the sea grew higher, it was impossible to make a third attempt to help the disabled ship.

The George signalled that she could do no more, and the Philadelphia, away in the trough, requested by signals that her plight be reported to her owners and to any passing vessels.

The Neckar has aboard about one thousand passengers, chiefly steerage, and the Philadelphia has a few passengers and a large general cargo. It is said that a liner with so many souls as are in the Neckar undertakes so colossal a tow. It is likely that the Neckar will take the Philadelphia into Halifax, which is about seven hundred and five miles from the Neckar's position when the Teutonic sighted her.

Mr. Jerome intoned this proposition, saying that it was not only sensible, but legal. Col. Partridge then wanted to know what rules ought to govern the admission of relatives and it was agreed that they should be freely admitted at all reasonable hours and under general conditions.

Col. Partridge then asked Mr. Jerome if it would not be well to make a rule that when a lawyer asked to see a prisoner, stating that he was the prisoner's attorney, taken into the cell and put through the ordeal in the presence of Assistant District Attorney Osborne and Capt. McCluskey.

At Police Headquarters it has been customary for some time to receive prisoners without the presence of a legal representative of the prisoner.

Col. Partridge called upon Mr. Jerome to be particularly about the proceedings at the Church street station when Florence Burns's lawyer was kept from her presence for a couple of hours and put through the ordeal in the presence of Assistant District Attorney Osborne and Capt. McCluskey.

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FALL KILLS BROKER'S WIFE. Mrs. Samuels Supposed to Have Lost Her Balance at Hotel Lorenz Window. Mrs. Rebecca Samuels, 55 years old, the wife of Levi Samuels, an insurance broker at 85 Fifth avenue fell or jumped out of a fifth-story window in the Lorenz Hotel in East Seventy-second street, early yesterday morning and was instantly killed.

Bangs & Co., 91 and 93 Fifth Avenue. WILL SELL AT AUCTION MONDAY, February 24th, and following days at 3 o'clock each day. THE LIBRARY OF THE LATE WILLIAM A. HAMMOND, Surgeon-General of the United States. An Interesting and Valuable Collection of Both General and Medical Literature.

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HEAT FORCE A suit to test the ruling of the Commission of Internal Revenue that the undivided profits of banks as well as the capital and surplus are liable to a tax of 2 per cent under the War Revenue law is to be brought at once at the expense of the American Bankers' Association. The Leather Manufacturers' Bank of this city has consented to appear as the plaintiff in the suit.

TEST UNDIVIDED PROFITS TAX. The Leather Manufacturers' Bank Will Bring Suit at Once. A suit to test the ruling of the Commission of Internal Revenue that the undivided profits of banks as well as the capital and surplus are liable to a tax of 2 per cent under the War Revenue law is to be brought at once at the expense of the American Bankers' Association. The Leather Manufacturers' Bank of this city has consented to appear as the plaintiff in the suit.