

CITY WON'T PAY SCANNELL BILL

500,000 ORDERS TO ONE FIRM WITHOUT ADVERTISING

The department's late head practically accused by Corporation Counsel of flagrant violation of law...

The matter was brought to light by a complaint to the Comptroller yesterday...

It was disclosed also that bills for only 500,000 of the amount are on file in the fire department...

It is difficult to believe that \$900,000 worth of orders and merchandise could have been placed from one firm...

Mr. Scannell took his apartments at 175 West 11th street...

Nothing in it, Scannell says. Scannell said to-night: "Perhaps Keene had sold the department \$600,000 worth of goods..."

It is not possible for the Marble House to be opened, where the Duchess lived the summer before her marriage...

It is about the night quarters? "About all the city agent to equip the night quarters was about \$300 or \$400. What I supplied myself I presented to the department..."

Do they besides Mr. Keane supply to the department? "The probable answer were others. If I sold goods of any kind to the department and failed to comply with the regulation in regard to having my bills properly audited by the official auditor..."

ILLEGITIMATE SHOT BAKER. Coroner's Jury splits as to Whether They Should Mention Names.

An inquest was held yesterday afternoon by Coroner Jackson in the case of George Baker, a saloonkeeper of 630 West 131st street, who was shot in his saloon on the evening of July 20.

After hearing other testimony, it was the jury's verdict that the President of the saloon was the shooter.

BERGEN DIVORCE SUIT DROPPED. Mrs. Bergen Regrets That She Unjustly Accused Miss Estelle Meek.

On consent of both sides the suit of Lillian M. Bergen for an absolute divorce from James D. Bergen, president of the James D. Bergen Company, dealers in cut glass, was discontinued yesterday by order of Justice Dugro of the Supreme Court without costs to either side.

Children's Court Clerk Named. At a meeting of the Justices of the Court of Special Sessions yesterday, Ernest K. Dunbar was appointed chief clerk of the new Children's Court, Justice Willard H. Olmsted will open the new department in the Old Charities Building, at 14th avenue and Eleventh street, about Aug. 15.

TOPICS OF THE THEATRE.

What Will Mrs. Osborn Do? - Plays From Mark Twain and Bret Harte.

Mrs. Robert A. Osborn's theatrical scheme has not yet been clearly defined to the public. She has rented the Berkeley Lyceum and will call it the Mrs. Osborn Theatre.

Mark Twain's "Huckleberry Finn" is far enough along in Less Arthur's stage version to warrant the dating of a production by Klav & Erlanger in November.

Brook Hart worked in the last months of his life on the libretto of a comic opera and finished it, called "Alkali Dick."

Frank Worthington is about to return from London, where he has been playing John Dreyfus's part in "Christopher, Jr." to become Julia's leading actor.

When E. P. Proctor repeats his fifty-eighth street house on Aug. 25 he will try a new system. Instead of making that one house a permanent organization for that theatre, he will make the Murray Hill and American have, Frederic Bond will be in charge of management, appearing in every week's revival.

The case for "Robert Emmet," due at the Fourteenth Street on Aug. 18, was given out yesterday. It is a historical drama, adapted by Brandon Tynan, the author W. H. Thompson, Francis Powers, William Elton, Owen Fawcett, P. Augustus Anderson, Angela Thorne and Cedric Belfrage.

The next Dury Lane melodrama, which as usual is by Cecil Raleigh, will have a terrible tragedy accident as its principal scene. It will be called "The American Rights," and will import the Dury Lane mounting for the New York production, probably the best of good fortune. The enormous stage of the Lane is ruined in being cut down to fit the Garden or Daly's or even the Academy of Music.

Phono was advertised in Buffalo as most positively an automation, but "owing to illness" was unable to appear.

NEWPORT SOCIAL EVENTS.

Duchess of Marlborough's Coming Will Prolong the Season. Newport, R. I., July 31. - It was learned to-day on the best of authority that the Duchess of Marlborough will sail from Europe on Aug. 13 and will come here as the guest of Mr. and Mrs. Oliver H. Belmont.

It will not be possible for the Marble House to be opened, where the Duchess lived the summer before her marriage, but she will have elegantly appointed apartments at Mr. Belmont's residence.

Mr. and Mrs. William K. Vanderbilt, Jr., will also accompany the party to the United States, and they likewise will be quartered at Belmont. Mr. Vanderbilt's yacht Virginia is in commission, awaiting his arrival. It is only that Mr. Belmont will give a ball in honor of her daughter, the Duchess. The coming of this distinguished visitor means that the Newport season will extend late into September and that it will close in a blaze of glory.

Mrs. Oliver Harriman gave a luncheon at the Golf Club today, for guests being Miss Kathleen Nelson, Mr. Reginald L. Vanderbilt, Mrs. H. B. Drexel, Mrs. Isabel May, Arthur Gray, Miss Swan, H. Beckman, A. L. Burden, Miss Schenck and L. Gray.

Luncheon was given to-day by Mrs. C. Moore Robinson, Mrs. Adolph Ladenburg, and dinner to-night by Mrs. Winthrop Ogden, Mrs. William Grosvenor, Mrs. H. B. Drexel, Mrs. S. H. Dreyfus, Mrs. Roger Mills and Mrs. George B. De Forest.

The regular weekly hop at the Casino was held to-night at the Casino, which was the largest of the season. The guests from most of the dinner parties of the evening were in attendance.

Fourth Avenue Ordinance Falls Again. Another effort was made yesterday to have the Aldermen authorize the purchase of property in the Fourth avenue to-day, but the ordinance was defeated by a vote of eight and ninth streets. Although President Cantor and Alderman Howland, who represents the district, urged the passage of the ordinance and a large number of members who had previously voted against it reversed their votes, not enough could be obtained to pass it. Only 43 members voted for the resolution and it required 54 for adoption.

Buyer-Thread Engagement. Mr. and Mrs. Nelson Clark Thrall of Larchmont announce the engagement of their daughter, Gemina, to Frank De Klyn Huyler, son of Mr. and Mrs. John S. Huyler, 8 West Seventy-second street. Mr. Thrall was formerly secretary to the President of the New York Pacific Railroad Company at St. Paul, and is now confidential secretary of George Crocker of this city. Frank Huyler is a chocolate manufacturer, and will be in the city for a few days.

More Troops Arrive for War Manoeuvres. Newport, R. I., July 31. - The troops assigned to the forts in this vicinity for the war manoeuvres are arriving daily. To-day three artillery companies arrived, the 10th, 11th, and 12th, from Fort Howard, Maryland, and the 107th, from Fort Plain, Maine.

STIR ABOUT DR. VAN DE WATER

CARD FROM VESTRYMEN TO CHIEF WATT DIVORCE CASE.

Will Not Call Clergyman Home If He Was the Clergyman Means, They Say. They Do Not Believe the Affidavit About Late Hours and High Balls.

Some of the members of St. Andrew's Episcopal Church in Harlem, of which the Rev. George R. Van de Water, now in Europe, is the pastor, are very much wrought up by the answer of Archbishop Wainwright to his wife's suit for separation.

William H. Sage, superintendent of the Sunday school of St. Andrew's Church and prominent in the church, went to David May of Howe & Hummel, 445 West 11th street, and bluntly demanded to know if the minister was Mr. May declined to say.

A number of Dr. Van de Water's friends met at the Lawyers Building yesterday to discuss the advisability of informing the clergyman by letter of what was going on during his absence, and to let him know that his friends were satisfied with his interests.

"We discussed the advisability of calling to Dr. Van de Water the precise situation, but came to no decision. If an dispatch is sent to him it will be the work of the vestry, not of the church, or of a body of church members. We don't know just what Dr. Van de Water is now doing. His last address was Rome. We know where the clergyman named by Mr. Watt is, but we do not know what certain things that are being said are aimed at Dr. Van de Water, and we propose to protest him in his absence."

Dr. Van de Water sailed for Europe on July 27. He returns here in August. This statement was made to-night by members of the vestry of St. Andrew's Church with the clergyman, whose name is not mentioned, referred to in an affidavit made by a colored woman, and held on by the vestry of said church at being an impossibility to reach the other members.

It is supposed that much has been taken, but that it was not, has been disposed of. Smith was formerly a clerk in New York. Odell was at one time a clerk in the Waldorf-Astoria.

BARON DIDN'T GET HIS \$15,000. Clothing Store Suit Him a Cheaper One and He Secures a Summons.

A man whose visiting card read, "Baron de Maufont de Vandell" and who said his estates were at "Rogignon, France," but that his temporary home was 153 West 47th street, Long Island city, was yesterday in a lower Sixth street court because they were married down to \$10 to \$11 and guaranteed all work. When the Baron looked his apartment and opened the door he found that a cheaper suit had been sent to him.

He rushed to Jefferson Market police court, secured a summons which he served on the firm. Two representatives of the firm appeared in court and apologized the other. One wanted to exchange the wrong suit for the right one and the other offered to pay the Baron his \$15,000.

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SCHLEY PRAISES HEROES. Many Outside the Services, He Says; Firemen Foremost Among Them.

GREAT NECK, L. I., July 31. - Sixty members of the Alert Hook and Ladder and Hose Company, headed by Foreman Egbert C. LeCluse, all in dress uniform, called on Rear Admiral Winfield S. Schley, who is summing with his son-in-law, R. Stuart Wortley, at this place, and requested the Admiral's signature and financial aid in providing new quarters for the members of the fire department of this village.

INDEMNITY COMPANY SUE. \$15,000 Wanted for Alleged Defalcation of a Clerk in New York.

NEW HAVEN, Conn., July 31. - An action was brought to-day in the Superior Court here by the Old Colony Steamship Company of New York and New Haven against the Etta Indemnity Company of Hartford on a bond given for J. E. Striker, who was employed three years ago by the Old Colony Company as freight cashier at Pier 19, North River, New York.

MRS. DULLES PEARLS SEIZED. Government Does Not Accept Her Statement That She Didn't Mean to Smuggle.

Collector Stranahan made this announcement yesterday: "After consultation with the Treasury Department the Collector of Customs has to-day seized the pearl necklace of Mrs. H. B. Dulles, wife of the Hon. Charles D. Dulles, secretary of the United States, who is on the way to the steamer Hampton with her family in a few days."

Cuban Secretary of State Arrives. Señor Carlos Zaldio, Secretary of State of Cuba, arrived here yesterday from Havana by way of Key West. He is here because of the critical illness of his wife at Liberty, N. Y. He started on his journey immediately. Señor Zaldio was reported as very much improved yesterday.

L. F. WHITIN IN AN ASYLUM.

Sheriff's Jails to Pass on Mental Condition of Sheriff's Clerk Collins' Partner.

The mental condition of Louis Frederick Whitin, a dry goods merchant, is to be passed upon by a Sheriff's jury before Bela D. Fisher as commissioner by order of Justice Dugro of the Supreme Court, made yesterday. Mr. Whitin is of 112 Worth street. His partner, Clarence Louis Collins, known as "Prince Harry," avers that the net income of the alleged incompetent from his business last year was \$15,000 and the business was very profitable. They are his shares will be fully as large.

Mr. Whitin resided at 2 West Fifty-sixth street with his wife Lucy and his daughter Louise until a few days ago, when on a certificate of Dr. Charles L. Dana he was taken temporarily to Sanford Hall at Flushing. His only other child, Mrs. Gladys Whitin Peters, resides with her husband in Sussex street.

The petition for the inquiry into the mental condition of Mr. Whitin was presented by his brothers, Edward and Arthur Whitin of 411th Street, Mass. They are dry goods manufacturers. They say they are convinced that some one should have charge of their brother because he has been living with special attention to his Collins in other ways been wasting his money. They aver that his conduct has been reckless, but do not give details. They value his real estate at \$45,000 and say he has a considerable income beyond the \$15,000 a year from his business.

The partnership has existed thirty-two years. Mr. Whitin is 45 years of age. His partner, Mr. Collins, married first Louise Clark, a granddaughter of Commodore Vanderbilt, and second, Rosalia Beecher Whitin of 411th Street, Mass. They are the McCullough Opera Company.

Some stir was made in the fall of 1900 when "Prince Harry" brought suit for absconding with the property of the opera company, and after a trial on her part in Paris in 1907 and 1908 with Dr. Bykert, a dentist of Paris, and Thomas Pearsall, a physician of New York, she was found guilty. "The Maid of Plymouth," the Pearsalls were stoutly denied and the suit was settled. Edith, a daughter by Mr. Collins's first wife, was married to Charles M. Brown and she married Count Zaykowski of the Turkish diplomatic service.

RAILROAD THEVES CAUGHT. Two of Seven Arrested for Robbing West Shore Cars Admit Guilt—Goods Found.

NEW YORK, N. Y., July 31. - Seven arrests have been made here, and others may be made, of employees of the West Shore Railroad Company, who are charged by Detective Robert Humphreys with having robbed the company of goods valued at more than \$10,000. The men in custody are Harry G. Smith, night freight clerk, Alexander Dean, freight handler, Harry E. Odell, clerk, Arthur W. Torrelling, Isaac E. Dawson, Michael F. Muller and Philip Leary, trainman. Smith and Odell have admitted their guilt. The others plead innocence.

Smith's house was recovered a quantity of goods sufficient to fill a truck. It was of every class from a cotton clothes line and cans of plum pudding to a Winchester repeating rifle. A number of articles were found at Odell's home. At Dawson's various things ranging from a keg of powder to a high-grade typewriter. The men deny the charges. They are being held for a month. It has been impossible to trace the goods.

It is supposed that much has been taken, but that it was not, has been disposed of. Smith was formerly a clerk in New York. Odell was at one time a clerk in the Waldorf-Astoria.

OATS SETTLEMENT BY LAW. \$200,000 on Deposit as Margins Tied Up in Chicago Dealings.

CHICAGO, July 31. - The restraining grip of the law was upon the "Corner" in July of last year as the last day of trading in the option passed into history.

The chief development was the refusal of Judge Chytrus to dissolve the temporary injunction granted to Waite, Thornburn & Co., prohibiting the conduct of a corner in the cereal by the Chicago Board of Trade. When the final hearing comes up next week the time for the law's interference will be gone.

The effect of the judge's action was to tie up \$200,000 or more on deposit as margins. The Chicago Board of Trade is the subject of the question whether the price of the option has been made fraudulently and fraudulently high.

CITY'S POET LAUREATE AFOAT. A Cruise With the Mayor Commemorated in Song.

Chicago, July 31. - The State of Illinois will fight the proposed packers' combine, Attorney-General Hamilton has been in Chicago for two days gathering evidence, and will shortly proceed against the combine proposing the merger.

Free Riders for Uniformed Letter Carriers. An arrangement has been made by Postmaster Roberts of Brooklyn with the Coney Island and Brooklyn Railroad Company for carrying on their cars all letter carriers and special delivery men in Brooklyn, when in uniform. The arrangement is the same made with the Brooklyn Rapid Transit Company a few months ago.

THE WEATHER. The present, with three tenths of depression, on the South Carolina coast, another over Arkansas and a third moving in from the Gulf of California. There were low moderate low areas over the Lake regions and over the northern Rocky Mountain states. In fact, there was a generally unsettled atmospheric condition.

SHINDLED MATCHING PENNIES. Cunningham Says He Lost \$60 and Two Diamond Rings at Atlantic City.

DR. WOODBURY CAN GET VOTES

EXTRACTS \$10,000 FROM ALDERMEN BY MAIN STRENGTH.

Foley the Last Called—"How About That Man for One, He's Good." When It Comes to Appointments, He Says, Woodbury "Never Seems to Can."

Street Cleaning Commissioner Woodbury proved himself yesterday to be one of the most successful lobbyists who has invaded the City Hall in many a day. He got \$10,000 out of the Aldermen when they appeared to be not the remotest chance of getting it.

Major Woodbury did not take the members of the board to one corner of the room and whisper. His lobbying was done by what might be called the strenuous method. He wanted that \$10,000 before the Aldermen adjourned for the summer and he let the board know it in a public address to the board he said that he had got to have the money for new boilers for three of his steam dumping scows.

It required forty votes to pass the appropriation. The first roll call he got about thirty. He called for the absentee vote and the speed at which he dashed through the corridors and through the committee rooms beating up absent members would have made Dufresne's sprint round the block in the last one of his own races. He had got 39 votes when he called Tom Foley hidden in one of the embrasures of the windows of the committee room, watching the parade of Brooklyn girls out of the city to the beach.

"Rushing over to Foley, Major Woodbury caught him by the lapels of his coat and dragging him along by main force, exclaimed: "Tom, come along, vote for me. I want this money and I've got to have it."

"Well, wait a minute, how about that man I asked you to appoint?" protested Mr. Foley.

"Never mind about the man. I'll appoint him when I can come into the chamber and vote for this resolution, returned the Commissioner, as he bowed the burlly Alderman into the chamber.

"Absentees," cried Commissioner Woodbury when he reached the hearing of the clerk.

"Alderman Foley," the clerk intoned, and R. J. Tom promptly responded "Aye."

Alderman Foley was not altogether satisfied that he had done the right thing in this voting against his will. He was heard a few minutes later to say to one of his friends:

"Woodbury is all right; but when you want him to do something he always says: 'I'll get you your man when I can,' but, damn it, he never seems to can."

JESUITS TRANSFERRED. Annual Changes at Churches and Colleges of the Order.

The annual transfer of Jesuit priests was made yesterday, the occasion being the feast of St. Ignace of Loyola, the founder of the community. There are three institutions controlled by the Jesuits in New York, the Church and College of St. Francis Xavier in West Sixty-third street; St. Ignace Church, Park avenue and Eighty-fourth street; and St. John's College, Fordham.

The Rev. John W. Fox, who has been minister of the College of St. Francis Xavier, becomes president of St. Peter's College, Jersey City. He will be succeeded by the Rev. Francis Lamb. The Rev. William F. Clark, who has been vice-president of St. Francis Xavier College, goes to the Jesuit community house at Frederick, Md. With him goes the Rev. Charles Lamb, during the past year the prefect of discipline in the college. The Rev. Patrick McGinnis, the founder of the college, is transferred to St. Ignace Church, Washington, and the Rev. Michael O'Grady to the Jesuit Church, Philadelphia.

The Rev. Patrick McGinnis of the mission house at Fordham comes down to St. Francis Xavier College. The Rev. Terrence Slattery of Florissant, Mo., the Rev. John Harjes of Holy Cross College, Worcester, Mass., the Rev. F. J. C. O'Connell of Frederick, Md., come to St. Francis Xavier College.

At the Church of St. Ignace of Loyola two changes are made. The Rev. Martin J. Scott of Holy Cross College, Philadelphia, and Edward W. Raymond of St. Peter's College, Jersey City, have been transferred to St. Ignace of Loyola. The Rev. J. J. Hill, vice-president of St. Joseph's College, Philadelphia, joins the mission house at St. John's College. The Rev. Louis J. Kelly, also from St. Joseph's College, is sent to Fordham. The Rev. Michael Mahony returns to St. John's College from Florissant, Mo., and the Rev. Joseph L. Ziegler is transferred from there to Baltimore.

TO FIGHT PACKERS' COMBINE. The Attorney-General of Illinois Gathering Evidence for That Purpose.

CHICAGO, July 31. - The State of Illinois will fight the proposed packers' combine, Attorney-General Hamilton has been in Chicago for two days gathering evidence, and will shortly proceed against the combine proposing the merger.

BROKE UP SAVITZKY'S WEDDING

Woman Who Claimed Him Climbed the Fire Escape and Protested.

Forty Valangin, the janitor at 431 East Fourth street, caused the arrest yesterday of Bazilia Savitzky on a charge of assault. The man told Magistrate Flammer in the Yorkville police court that the woman got hurt when she interrupted his wedding to another woman Monday night in his rooms, at 428 East Sixteenth street. The clergyman and the invited guests were inside, said, when the young woman climbed up the fire escape and got in through the window.

I forbid the wedding. I have first claim on Bazilia and I will marry him if any one will," she declared.

The clergyman stopped the ceremony and asked an explanation. She declared that Savitzky had been her sweetheart for six years and had promised to marry her and that she had given him \$500 when they came from Germany two years ago. The clergyman refused to go ahead with the ceremony, but when the would-be bridegroom ordered the intruder out she refused to go, and threw the wedding cake against the wall. Savitzky claimed that he put the woman out and in doing so injured her hand.

The complainant said that she was the priest's sweetheart in Germany when he was a soldier and they came to this country together.

I won't marry her. Won't you please finish the ceremony, the clergyman stopped. Here is the bride waiting. Savitzky said to the Magistrate he is pointed to a young woman who stood beside him. The Magistrate refused to let her go with the ceremony, but discharged the man and told the complainant that her only remedy was to sue for breach of promise of marriage.

ROBBERY USE A WAGON. Louis Wischert, Tailor, Says They Carried Away 500 Pairs of Trousers.

Louis Wischert, a contracting tailor at 181 Boerum street, Williamsburg, reported at the Stagg street police station yesterday that his place had been robbed on Wednesday night and 500 pairs of trousers stolen. An investigation showed that late on Wednesday night two men were seen to steal in front of the tailor shop in an express wagon. They forced an entrance and, after lighting several gas burners, were seen juggling with a large quantity of clothing. The lights and drove off. Wischert and his family live over the shop.

MARINE INTELLIGENCE. MINISTERIAL ALMANAC—THIS DAY. Sun rises: 4:55. Sets: 7:17. Moon rises: 2:31. Sun sets: 8:05. Moon sets: 4:41. High water: 7:30.

ARRIVED YESTERDAY, JULY 31. St. Cecilia, New York, July 31. St. Nicholas, New York, July 31. St. Francis, New York, July 31. St. Ignace, New York, July 31. St. Joseph, New York, July 31. St. Peter, New York, July 31. St. Paul, New York, July 31. St. John, New York, July 31. St. James, New York, July 31. St. George, New York, July 31. St. Andrew, New York, July 31. St. David, New York, July 31. St. Martin, New York, July 31. St. Anthony, New York, July 31. St. Thomas, New York, July 31. St. Philip, New York, July 31. St. James, New York, July 31. St. John, New York, July 31. St. Paul, New York, July 31. St. Peter, New York, July 31. St. Andrew, New York, July 31. St. David, New York, July 31. St. Martin, New York, July 31. St. Anthony, New York, July 31. St. Thomas, New York, July 31. St. Philip, New York, July 31. St. James, New York, July 31. St. John, New York, July 31. St. Paul, New York, July 31. St. Peter, New York, July 31. St. Andrew, New York, July 31. 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