B. R. T. IS DOING ITS BEST.

LACKS POWER FOR TRACTION, AND ROOM ON FULTON STREET.

Tells Railroad Commission It Is Using Every Car It Can Get Electricity for but Can't Run More Cars on Main Thoroughfare—[illegible] Jury May Act.

A public hearing is to be held in the Borough Hall in Brooklyn next Monday by the State Railroad Commissioners in relation to the transit facilities in that borough, and the various complaints made against the Brooklyn Rapid Transit Company. This is part of a communication sent by President Greatsinger of the company to the Commissioners in response to a notification about the hearing:

"We are at present operating, during rush hours, every car for which we can manufacture or buy electric power. The contracts for our new power house called for its completion during the past summer, but notwithstanding our best efforts, owing to the failure to obtain material, to strikes in the shops of manufacturers and various other unavoidable delays, we will be unable to get any power from this source for six weeks or two months, but expect to obtain power from one of the engines by the middle of February, and from others at succeeding intervals of two weeks to a month.

"We have been purchasing for the last year from the Edison Electric Company of Brooklyn all of the power which their plant was able to supply during the rush hours, and have tried without success to obtain power from other sources. When additional power is obtained it will be possible to put on more cars in the suburban districts, but no more cars can be run on Fulton street or on the Bridge than are now operated.

"Contracts for the construction of four additional loops on the New York end of the Bridge at the sole cost of this company have been placed, which we expect will, to a degree, alleviate the conditions at that point.

"We have a force of men engaged in counting the passengers upon the different lines at various points along the system, and as fast as their reports indicate that sufficient service is not furnished during non-rush hours we are adding additional service.

The fact that these complaints are made at this time undoubtedly arises from the condition of the streets in Brooklyn during the last two or three weeks. The accumulation of ice upon the sides of the streets throughout the city forced all heavy trucks to drive upon our tracks. Very many of these trucks were overloaded, and as a consequence became stalled upon the tracks, or broke down, and very frequently it was necessary for one of our cars to push a truck for a long distance before it could be induced to leave the track. These delays were universal throughout the city and continued until yesterday.

"With regard to the heating of the cars orders were given out two weeks ago to heat every car thoroughly before it left the barn in the morning and to keep the heat turned on at all hours, except during the two hours in the evening, when, owing to the lack of power for the operation of the cars, it was impossible to furnish power for heating.

"We would be very glad to have your board investigate the question of the number of cars operated during non-rush hours, and would be very glad to adopt any suggestions made by you with reference to an improvement in the service.

"We cannot, however, take any action upon complaints such as those sent us by you which do not state the lines where the service is found deficient.

"A presentment is expected in a few days by the Kings County Grand Jury, which has been engaged for more than a week in investigating the complaints of the Manufacturers' Association against the Brooklyn Rapid Transit Company.

SHOCKING, CANTOR SAYS.

Adds to the Merchants' Association Epithets Concerning Crowded Cars.

Borough President Cantor replied yesterday to the letter of the Merchants' Association asking for his co-operation in the efforts to better transit facilities in this city. He wrote that "existing conditions are simply shocking, and require immediate action by the city authorities to prevent their continuance" and said he had "instructed the engineers of my department, who are familiar with the subject of city transportation, to make an exhaustive report to me upon the subject and to make such practical recommendations as will increase the facilities for transit and add to the comfort of those who ride." When Mr. Cantor hears that anything for improvement has been done, he promises to tell the association.

Comptroller Grout has sent to the association statements showing the details of the city's claims against the transportation companies which it is hoped to use as weapons in the agitation, and Mayor Low has agreed to meet a committee to-day to talk about transportation difficulties.

Among the letters received by the association on the subject is one from the Rev. Dr. George R. Van De Water in which he says that St. Andrew's Church is losing parishioners constantly "who are moving from Harlem solely because they can no longer endure the inconvenience and insult of travel both in elevated and surface cars."

The association has now asked the State Railroad Commissioners to give a hearing on transportation facilities in this city.

INCOMPETENT WITH A MILLION

Which He Has Invested So That It Is Paying Some 10 Per Cent.

Justice Scott of the Supreme Court has confirmed the report of Rollin M. Morgan, referee in the matter of the estate of Jeremiah W. Curtis, a retired broker, of 1 East Fifty-third street, who has been declared incompetent, and yesterday an order was signed directing the payment of $350 a month to Carleton H., Gerald S. and Frank G. Curtis, the sons of the incompetent, and of $300 a month each to his daughters, Mrs. Mabel Evans of 31 West Thirty-eighth street and Mrs. Laura Harris of 149 West Fifty-seventh street.

Mr. Curtis has a summer residence at Long Branch in addition to his city home, and several nurses and attendants are charged with the care of him. Ever since his children have come of age, it has been his habit in his lucid intervals to treat them liberally, giving them large sums of money and valuable presents. The allowances approved by Justice Scott were those regularly made by Mr. Curtis to his children. His estate is $1,168,506 and his income from May, 1901, to January last amounted to $63,145, and from January to date $107,686. The bulk of the estate is in stocks and bonds, with about $150,000 in realty. The estate includes $50,000 worth of stock of the Anglo-American Drug Company, which produces a yearly income of $20,000.

DAY NURSERY CHRISTMAS TREE.

One of the Entertainments Which Will Bring Joy to Poor Homes.

One of the Christmas trees that will make a merry holiday for children this year is that of the St. John's Day Nursery at 223 East Sixty-seventh street, which is managed by the sisters of charity. A report of the work done there this year was made public yesterday. It shows that 1,884 days' work was procured for women, 398 bales of clothing were distributed and 9,554 meals were provided for children. The nursery cares for about fifty children every day, while their mothers are at work. The sister in charge invites contributions of money, provisions or clothing.

MISSING COLLIE FOUND.

It Was Caught in a Steel Trap and Had Lived Three Weeks in Freezing Weather.

UTICA, Dec. 22.—Three weeks ago the family of Charles Greenway, living near Vernon, missed a valuable Scotch collie, and its strange disappearance caused much regret. To-day, while at work in some woods a mile from the farm, the dog was discovered by Mr. Greenway caught in a steel trap which had been set for game. Much to the surprise of the owner the dog was alive and on being liberated was able to walk to the farm.

It is remarkable that the dog survived that length of time without food or water. Since its imprisonment the mercury has stood at 15 below zero and nearly two feet of snow has fallen. That the dog was not frozen to death is probably due to the fact that the trap was set between two large logs, which partly protected it from the severe weather.

WORK OF THE EASTMAN GANG.

Rough House on a Car Follows Charge of Theft Made by Conductor.

"Monk" Eastman, standard bearer of the notorious Jack Eastman Association, which recently carried on a pistol feud with the Five Points Association, during which one of the Eastmans was killed, was a prisoner yesterday in the Essex Market police court with two other members of the club.

According to the police, Eastman and the others, who described themselves as John Murray of 207 Broome street and Frank Muller of 31 Bowery, boarded a Third avenue car on the Bowery late Sunday night and a short while afterward John N. Kinster, the conductor, noticed one of them attempting to pick the pocket of a Chinaman.

Kinster recognized Eastman and said to him: "This don't go on this car. You fellows get off. The police may be afraid of you, but I ain't."

The three are alleged to have pounced on the conductor and a free fight followed. By this time the car had reached Grand street and the passengers were in a panic. Many of them fled by the front door.

Peter Schlafer, the motorman, went to the conductor's assistance, and Murray is alleged to have drawn a revolver and fired two shots at him, neither of which took effect.

Policeman Sherman of the Eldridge street station then took a hand in the fight, but there was no match for the three, who disentangled themselves from the conductor and motorman and attacked the policeman. Sherman was knocked down and kicked nearly into insensibility before other policemen came to his assistance.

In the police court yesterday Eastman and Muller were held in $1,000 bail each on charges of assault, and Murray in $2,000 bail on a charge of felonious assault.

TRYING EX-CAPT. MOYNIHAN.

Witness Says Its No Crime to Run a Disorderly House When You Pay Protection.

The prosecution's case against ex-Police Captain Daniel C. Moynihan for bribery was practically all presented yesterday before Justice Davy and a jury in the Criminal Branch of the Supreme Court. Moynihan is accused specifically in this case of taking $25 protection money in June last for a disorderly house in East 110th street run by Frank Pagliano and Antonio Laporti. The Italians say that they arranged for the protection of this house at a meeting with Capt. Moynihan and his so-called collector, Frank Raimondo, a hostler in the Street Cleaning Department.

Raimondo, who is the principal witness against Moynihan, testified that he collected the money and paid it to the captain. When Laporti was on the stand Moynihan's lawyer asked him if he didn't know it was a crime to run a disorderly house.

"Not when you pay protection," replied Laporti.

Sergt. Walsh, brother of Capt. Walsh of the Tenderloin station, was the prosecution's last witness. He was a desk sergeant at East 104th street when Moynihan was there. His testimony was corroborative of Raimondo's so far as the blotter record of Moynihan's movements was concerned. Walsh said he had once asked Moynihan if Moynihan had any feeling against him because Capt. Walsh had once said that Moynihan was not a fit person to speak to. Moynihan replied that he had no hard feelings.

Justice Davy notified counsel that the case must be completed to-day. Capt. Moynihan will testify in his own behalf. He wears at the trial a button of the Loyal Legion. He is not being locked up over night.

TOBIN SENTENCED TO DIE.

"Now All You Have to Do," He Says, "Is to Look Out for Nora Morrissey."

Thomas Tobin was sentenced yesterday by Justice Davy in the Criminal Branch of the Supreme Court to death in the electric chair at Sing Sing sometime in the week beginning on Feb. 9 for killing Capt. Jim Craft in the Empire Garden in West Twenty-ninth street on Sept. 27 last.

The trial of ex-Captain Moynihan was going on when Tobin was brought in from the Tombs. He was clad in a rough, cheap, suit of blue serge that looked like blue jeans. Three deputy sheriffs and two court officers stood behind him while sentence was being pronounced, in order that any outbreak he might make might be checked. Tobin regarded the Judge with furtive glances once in a while, but generally he looked askant at one corner of the courtroom. He trembled and stroked his ragged beard with wavering hand.

When Justice Davy, sitting, pronounced sentence, Tobin's demeanor did not alter. He opened his mouth to speak as he was about to be led away and the deputy sheriffs let him stay and have his say.

"I thank the Court for its kindness in letting me see my mother and the Judge," he said. No one knew what he meant by the reference to the Judge. "Now all that you've got to do," he continued, "is to look out for Nora Morrissey."

With that he turned and went away quietly and in a couple of hours was taken to the death house at Sing Sing.

Nora Morrissey is a woman whose name has been constantly mentioned by Tobin in his outbreaks during the trial. She used to be a sweetheart of his and it was through her revelations that the police first learned of Tobin's earlier crimes and arrested him.

HOLIDAYS AT CORNELL.

The Students Will Enjoy a Vacation of Two Weeks, or Until Jan. 6.

ITHACA, N. Y., Dec. 22.—University work at Cornell closed to-day on account of the Christmas holidays, and the students will enjoy a vacation of full two weeks, work not beginning again until Jan. 6. The fact that there was only one day's work this week prompted many of the students to leave on Friday and Saturday, but all of these will be charged with triple absence to-day by their professors. During the recess many of Cornell's professors will take part in educational conventions, while President Schurman will be absent on an extended Western trip. He will speak on educational and political topics in Omaha, Chicago, Lincoln, St. Louis and Lockport.

Professors Dennis, Bancroft, Nichols, Merritt, Creighton, Hammond and Clark will take part in an annual meeting of the American Association for the Advancement of Science, which will be held in Washington on Dec. 29.

Cornell's musical clubs left on their annual Christmas trip to-night, and they will appear in the larger cities of the middle West. The university offices will be kept open during the recess.

MAY BE A THREE-BLOCK STORE

WANAMAKER HAS BOUGHT REALTY NORTH AND SOUTH.

Triangular Plot at the Northwest Corner of Fourth Avenue and Tenth Street Acquired as Well as the Block South of His Store—New Tunnel Helps Him.

The announcement made last Saturday that the Wanamaker store is to be enlarged by the addition of a twelve-story building covering the block bounded by Broadway and Fourth avenue and Eighth and Ninth streets informed those not in the secret that an unusually complicated and protracted series of negotiations to secure the site had been at last concluded.

All the property, with the exception of the Germania Theatre and the parcels at 42, 46, 48 and 50 Fourth avenue are Sailors' Snug Harbor leaseholds. There are twenty-six buildings on it, ranging in quality from a modern nine-story mercantile building to an altered three-story dwelling, and most of them belonged to different owners. The buying up of these various leaseholds and freeholds has extended over a period of three years.

Besides the whole of the block immediately south of the old Stewart store Mr. Wanamaker has also bought a Sailors' Snug Harbor leasehold at the northwest corner of Fourth avenue and Tenth street. This parcel is in the form of a triangle 55x199.6x197.6 feet and takes up most of the block front on Tenth street, between Fourth avenue and Broadway. It contains a four-story and a five-story building, which have been in use for some time as an annex to the Wanamaker store.

John N. Golding, who has acted as real estate broker for Mr. Wanamaker, is reticent as to the improvement contemplated by his principal. At the Wanamaker store the information given out is limited to a statement that a twelve-story building is to be erected on the block to the south.

The disinclination to talk about the project is probably due partly to the fact that new leases looking to a long term of possession have yet to be arranged with the trustees of the Sailors' Snug Harbor and partly to the fact that negotiations are still pending to secure a direct underground passageway from the Rapid Transit station at Astor place.

It is understood that the nine-story building now standing at the northeast corner of Broadway and Eighth street will not be torn down, but will be incorporated in the new structure. Whether any improvement is contemplated on the block north of the present store is not known. However, with the increased business promised by the opening of the subway and the North River trolley tunnel, the terminus of which will be only a few blocks away, it seems not unlikely that the Wanamaker store may eventually be extended over that block, too.

FOR ANOTHER TERM IN PRISON.

George Johnson Arrested for a Robbery Committed Two Years Ago.

MIDDLETOWN, N. Y., Dec. 22.—For the robbery committed two years ago of the residence of Miss Flora Horton, a wealthy lady of this city, who is a large stockholder in the United States Leather Company of New York city, George Johnson, 52 years old, was apprehended in this city to-day and held to await the action of the Orange county Grand Jury.

Since the robbery of Miss Horton's home Johnson has served a term of one year in the New Jersey State Prison at Trenton for the same offence. From there he made his way to Port Jervis, where several weeks ago he was sentenced to Goshen jail for stealing a pair of glasses from a drug store at that place. He was released from Goshen jail Saturday and came directly to this city. He gave his name before Police Justice McCormick at Port Jervis as George Horton and served his sentence under that name.

In his confession of the crime committed here in 1900 to Chief of Police Brinkerhoff, Johnson implicated two others whose names he gave as "Cleveland Dan" and "Buffalo Dick." Among the articles taken, besides a large amount of cash, was a pair of opera glasses valued at $100. These, he said, were disposed of at Paterson for $2.

SHELDON TRUST FUNDS LEGAL.

Referee's Report on $95,000 Bequeathed by Merchant Is Confirmed.

Supreme Court Justice Dickey in Brooklyn, yesterday, confirmed the report of ex-Justices George G. Reynolds and Frederic A. Ward, referees to determine the judicial construction of the will of the late Henry K. Sheldon, a retired merchant, who died at his home in Brooklyn on March 2 last. Mr. Sheldon's estate is estimated at about $5,000,000. In his will he created several trusts. One was $15,000 left in trust to the Presbytery of Lackawanna County, Pa., for the Silver Lake Presbyterian Church, another was $10,000 left to the Philharmonic Society, and another of $10,000 to the Brooklyn Institute of Arts and Sciences, the two latter organizations to use the money in Philharmonic and chamber music concerts.

The referees report that these trust funds are valid. The trust fund of $60,000, created for the benefit of the testator's cousin, Lucella C. Smith, the referees declare also valid, but at her death the trust fund is to revert to the estate. The Brooklyn Trust Company was named in the will as trustee and Anna Embury Russell, the testator's only child, and his nephew, Henry K. Sheldon, Jr., are the executors of the will.

LABOR LYCEUM RAIDED.

Barkeeper Pleads Guilty to Excise Violation and Makes Threat.

BLOOMFIELD, N. J., Dec. 22.—The old St. Paul's Lutheran Church building in Myrtle street, which was converted into a labor lyceum by the members of the Socialistic Labor party, was raided by Chief of Police Collins last night and E. T. Neben of East Orange, a prominent labor agitator, who was acting as bartender, and three others, who were drinking beer and playing cards, were arrested.

At the hearing Special Officer Maxwell testified that he entered the place to get a drink and was told he could get it by becoming a member, which would cost 25 cents. Maxwell paid the money and got two glasses of beer and four checks entitling him to other drinks.

When this evidence was submitted Neben pleaded guilty. A fine of $20 was imposed and the others arrested in the raid were discharged.

As a parting shot Neben declared that the money the Court received belonged to the laboring men and that the latter would be heard from at the next spring election.

Cigar Box Stuffer Goes to Jail.

Two days' imprisonment in Ludlow Street Jail and a fine of $2,000 was the punishment meted out in the Federal Court yesterday to Morgan Marshall, the Broadway cigar dealer, for violating the internal revenue laws. Marshall was indicted for refilling with cheap cigars, known as "stuffers," empty boxes which had formerly contained high-priced imported cigars and for having failed to cancel internal revenue stamps on boxes. He pleaded guilty.

Freed From Suspicion of Anderson's Death.

John Rugerne of 25 Gold street, Brooklyn, who was held by the police on suspicion of knowing something about the death of Oscar Anderson, a longshoreman whose body was found in the hold of a ship at the American cotton docks in Tompkinsville on Sunday, was discharged by Judge Croak yesterday. He appeared to have no knowledge of the matter. The police now believe that Anderson's death was due to accident.

THE BIGGEST DOG IS DEAD.

He Was 'Nero' of Rutland, Vt., and Weighed 284 Pounds.

GLENS FALLS, N. Y., Dec. 22.—Nero, the property of Judge Wayne Bailey of Rutland, Vt., and said to have been the largest dog in the world of which there is any record, is dead of general debility at the age of 10 years. It was a mastiff, half English and half German, and because of its immense size was widely known. The dog weighed 284 pounds and at the shoulder was 36 inches high. Its measurement around the body just back of the forelegs was 55 inches and around the neck 35 inches. The forelegs just below the body measured 16½ inches in circumference and from the tip of the nose to the tip of the tail just half an inch short of 6 feet. The dog was purchased by Judge Bailey when it was 6 months old.

DISPOSAL OF DEWEY'S FLEET.

The Vessels Sent to Various Points in the West Indies to Spend Christmas.

WASHINGTON, Dec. 22.—The disposal of Admiral Dewey's fleet to points in the West Indies, where the Christmas holidays will be spent, continued Saturday, yesterday and to-day, as shown by telegrams that poured in on the Navy Department. The cruisers Chicago, Prairie and Atlanta; the despatch boat Dolphin, the gunboat Eagle, the tugs Leyden, Fortune and Uncas; the destroyer Decatur and the torpedo boats Bagley, Barney, Biddle, Stockton, Thornton and Wilkes have arrived at San Juan; the cruiser San Francisco and the supply ship Culgoa at Mayaguez, the cruiser Olympia, flagship of Rear Admiral Coghlan, and the gunboats Nashville and Machias at St. Kitts; the gunboat Vixen at St. Thomas, the battleship Kearsarge, flagship of Rear Admiral Higginson, and the battleship Alabama at Port of Spain, Trinidad; the battleship Iowa, flagship of Rear Admiral Sumner, and the battleship Massachusetts at St. Lucia, and the cruiser Detroit at Antigua.

Of the other ships that were at Culebra when the disposal order was issued, the battleship Texas has sailed for Pointe-à-Pitre, Guadaloupe; the cruisers Montgomery and Topeka for Ponce, the cruiser Newark for Antigua, the collier Brutus for Baltimore and the collier Sterling for Hampton Roads. The cruiser Albany, which went to La Guayra to land Lieut. Marbury Johnson, designated as aide to Minister Bowen, has sailed from La Guayra for Culebra. The cruiser Cincinnati has sailed from San Juan for Curaçoa, and the gunboat Scorpion from San Juan for Trinidad. Admiral Dewey is supposed to be still at Culebra in the Mayflower.

Movements of naval vessels not with the war game's fleet are reported as follows: The battleship Wisconsin has arrived at Bremerton, the gunboat Wilmington at Kobé, Japan; the surveying ship and collier Nero at Cavité, the monitor Puritan at Newport News, the cruiser Boston at San Diego and the collier Leonidas at Baltimore. The gunboat Isla de Luzon has sailed from Algiers for Gibraltar on her way to the United States, the collier Hannibal from Baltimore for Lynn Haven Bay and Culebra and the tug Nezinscot from Portsmouth, N. H., to search for a wreck.

16 SAFE FROM LOST BARK.

After 34 Years of Storms the Bayard Perishes by Fire.

The Prince Line steamship Napolitan Prince from Mediterranean ports brought in yesterday Capt. Carl G. Lovdal and sixteen seamen of the Norwegian iron bark Bayard, abandoned in mid-ocean in a heavy sea last Wednesday night.

The Bayard was one of the early British iron square-riggers, having been built at Sunderland in 1868. She was then the Hooghly. Later she became the Camrian Queen, and finally she was sold to Norwegian merchants and was rechristened the Bayard. She was bound from Brunswick, Ga., for London with a cargo of rosin and turpentine, when her last storm knocked her out.

The men were half-exhausted with work at the pumps. They had used some of their cargo to make a flaring light.

Capt. Adamson of the Napolitan Prince saw the signal and bore down on the Bayard. He steamed to windward of the wreck and launched a lifeboat in charge of Third Officer Swersidge and six sailors. Thirteen of the Bayard's men threw themselves into the sea and were picked up by the boat and she rowed back to the steamship, which had now gone to leeward of the wreck.

Some of the boat's crew were exhausted and their places were taken by other volunteers. The Norwegian skipper and the three other men on the wreck were rescued like their shipmates.

The whole hazardous job took two hours. Capt. Lovdal set the old bark afire.

TRUCK KILLS 5-YEAR-OLD BOY.

He Was on His Way to Kindergarten When Run Over—Another Boy May Die.

Five-year-old John Genschel of 544 West Forty-ninth street, while on his way to a kindergarten school yesterday afternoon, was run over and instantly killed by a furniture truck at Fifty-second street and Eleventh avenue. Driver John Nolan was arrested and paroled by Coroner Jackson in the custody of his counsel until this morning to get bail pending the inquest.

Nolan told the Coroner that the boy, while playing with two other boys, backed into the truck, the wheels of which passed over him before the horses could be pulled up.

Francis Beck, 8 years old, of 150 West Seventeenth street, stopped to play on his way home from school yesterday afternoon, and in front of 128 West Seventeenth street he was run over by a one-horse truck. The boy's chest was crushed and he was removed to the New York Hospital. Dr. Lee said he thought the boy would die.

Adolf Mass, 15 years old, a messenger boy of 442 West Thirty-fifth street, was riding on a truck yesterday, when a Sixth avenue car bumped it at Thirty-fourth street. The boy's legs were crushed and he was taken to the New York Hospital.

Mrs. Mary Hagadore of Croton, N. Y., was knocked down by a Sixth avenue car in front of 364 Sixth avenue yesterday and her right shoulder was broken.

BRONX BOYS BREAK INTO STORE.

"Not Real Burglars" Says One—Go to Children's Court.

Carl Sturzenegger, son of Edmund Sturzenegger of 664 East 157th street, Maurice Pierce of 654 East 157th street, George Weber of 635 Melrose avenue, and Christopher Kaiser of 768 Melrose avenue, all boys of from 9 to 12 years old and belonging to well-to-do families in The Bronx, were committed to the Children's Court yesterday from the Harlem police court on the charge of burglary.

The notion store of Mendel Dresse at 764 Melrose avenue was entered by thieves Saturday night or Sunday, and a lot of coaline stolen. Dresse notified the police of the Morrisania station and detectives learned that Kaiser and three other boys had been seen near the store on Saturday night. The detectives arrested Kaiser at his home. Sturzenegger, Pierce and Weber were arrested in Public School 62 at Melrose avenue and 157th street.

Kaiser said Pierce picked the lock of the store door, and they all went in. He said:

"We did it just for fun. We did not think we were doing any harm to get into the place and take the coaline. If we had been real burglars we could have cleaned out the store, for there were lots of nice things we could have taken but did not touch."

Sharkey to Be Sentenced To-day.

Thomas J. Sharkey, who killed Banker Nicholas Fish and was convicted on Friday of manslaughter in the second degree, is to be sentenced to-day by Justice Davy.

WILDES IS ORDERED HOME.

REAR ADMIRAL "CONDEMNED" BY A MEDICAL BOARD.

He Was Second in Command of Asiatic Naval Station—In the Spanish War He Ignored Navy Department's Order and Went With Dewey to Manila.

WASHINGTON, Dec. 22.—Rear Admiral Robley D. Evans, Commander-in-Chief of the Asiatic naval station, has cabled the Navy Department that Rear Admiral Frank Wildes, his second in command, has been "condemned" by a board of medical survey and ordered home. He will sail on Friday. Capt. Sperry has been ordered by Admiral Evans to assume command of Admiral Wildes's squadron temporarily. A Rear Admiral will be assigned to the command by the Navy Department in a few days.

Admiral Wildes became noteworthy in the navy as the man who applied, although in another way, the battle cry of Lawrence: "Don't give up the ship." What Admiral Wildes said was, "I won't give up my ship," and he said it to Admiral Dewey and the Navy Department. Two months before the war with Spain was begun Wildes had been ordered detached from the cruiser Boston, then at Hong Kong, and directed to return home, his tour of sea duty having expired. Capt. Benjamin P. Lamberton was ordered to the Asiatic station to relieve him. Lamberton reached Hong Kong just before war was declared. He reported to Dewey, who directed him to carry out his orders to relieve Wildes of the command of the Boston. But Wildes said that war was at hand and there was a prospect of a battle with the Spanish squadron in the Philippines, and he was willing to risk the consequences of refusing to obey the Navy Department's order. Lamberton was naturally quite as anxious to get the ship as Wildes was to retain it.

After considerable discussion Admiral Dewey effected a compromise by making Lamberton his chief of staff and letting Wildes keep the Boston. When the battle of Manila Bay was fought on May 1, 1898, Wildes commanded the ship and Lamberton stood on the bridge of the Olympia with Dewey. For his services in that battle Wildes was advanced five numbers.

Admiral Wildes was born in Massachusetts, entered the Naval Academy in September, 1860, and was graduated and became an ensign on May 28, 1863. He was ordered to the Lackawanna of the West Gulf Squadron, was present at the battle of Mobile Bay, served in the naval battery after the surrender of Fort Morgan, and was present during the operations in Mobile Bay in March and April, 1865.

Upon his return to the United States from Manila in the winter of 1898, Admiral Wildes had two months leave and became captain of the New York Navy Yard. He remained in that capacity until Oct. 10, 1901, the day following his promotion to the grade of Rear Admiral. Then he was sent to the Pensacola Navy Yard as Commandant. He remained there until January, 1902, when he was ordered to the Asiatic station. He arrived there on March 1, 1902, and assumed the duties of junior squadron commander of the naval force, raising his pennant on the battleship Kentucky. At the time of his "condemnation" by a medical board he was stationed at Manila as commander of the Southern squadron, with the converted merchantman "Rainbow" as his flagship.

HOUSE TO ACT ON CUBAN TREATY.

It Will Be Sent to That Body for Approval After Ratification by the Senate.

WASHINGTON, Dec. 22.—The President has consulted with Speaker Henderson and Representatives Payne, Cannon and Dalzell in regard to the Cuban reciprocity treaty which has been sent to the Senate, and the result is expected to be that all opposition to putting the treaty in force will disappear. The objection has been made in some quarters that the House is as much concerned as the Senate in this Cuban treaty and that the Senate has not power to act alone in the matter. This objection was anticipated by the President sometime ago and the conference with the house leaders followed. After the ratification of the treaty by the Senate, the President will send a message to both Houses of Congress recommending legislation to make the treaty effective.

The question whether the concurrence of the House is necessary on reciprocity treaties has been under discussion for years, the Senate being jealous of its treaty-making powers and the House equally insistent upon its constitutional rights over legislation affecting the revenues. As far back as 1880 the House declared, in a resolution offered by "Pig Iron" Kelly of Pennsylvania, that the negotiation by the Executive alone of commercial treaties which affected the rates of duty was "an infraction of the Constitution and an invasion of one of the highest prerogatives of the House" and then Representatives Garfield and McKinley of Ohio, Burrows of Michigan and Frye of Maine voted for it.

The question was thoroughly investigated at the last session of Congress by the Senate Committee on Foreign Relations, and the report of the subcommittee, of which Senator Spooner was chairman, while not passing upon the main point at issue, recommended that the treaties negotiated under the reciprocity provisions of the Dingley act, then and now pending, be amended so as to require the concurrence of the House. No action on this recommendation was taken, however, by the Senate, and so far as the attitude of that body is concerned there has been no official declaration upon the subject. It has however, been agreed by the leaders in the Senate that the Cuban treaty shall be sent to the House for its approval or disapproval. Although a two-thirds vote is required in the Senate, a majority only is necessary in the House.

CAPT. PAT O'FARRELL DEAD.

Served in the 69th New York Regiment During the Civil War.

WASHINGTON, Dec. 22.—Capt. Patrick O'Farrell died at his home in this city last night as the result of a stroke of paralysis suffered several months ago. He was 70 years old. Capt. O'Farrell had lived in Washington for a quarter of a century, being engaged in the practice of law.

He was born in County Cavan, Ireland, in 1832, and came to the United States at the opening of the Civil War in 1861. With a number of other young Irishmen he enlisted in the Union Army, serving with distinction in Company G, Sixty-ninth New York Infantry, and was advanced to a Captaincy before the close of the war. He began the study of law after he was mustered out of the army. He was a fluent public speaker and was often heard in behalf of Irish liberty and in opposition to the British campaign in South Africa and as an opponent of the policy of the United States in the Philippines. He was a member of the American Historical Society and the Ancient Order of Hibernians.

GEN. NORD PRESIDENT OF HAYTI.

Chosen by the Haytian Congress After He Had Seized the Palace.

WASHINGTON, Dec. 22.—United States Consul-General Terres at Port au Prince, Hayti, sent the following telegram to the State Department to-day:

"Nord elected President. Everything quiet."

William L. Powell, United States Minister to Hayti, who is at San Domingo, telegraphed a confirmation of this message, with the additional information that the election had been held by the Haytian Congress.

Gen. Nord entered Port au Prince recently at the head of an army and took possession of the President's palace without resistance. The Congress merely recognized his right of might to do so.

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"GOLD SEAL" is made by the French process from the choicest grapes grown in our own vineyards, excels any other American wine, and equals any imported.

No Christmas dinner is complete without it.

"GOLD SEAL" may be placed on the table of the most fastidious connoisseur without fear of criticism or comparison with any imported champagne. Why pay twice as much for foreign labels?

ORDER A CASE FOR CHRISTMAS.

"GOLD SEAL" is sold everywhere and served at all leading clubs and cafes.

URBANA WINE CO., URBANA, N. Y., SOLE MAKER.

WASHINGTON SOCIETY NOTES.

Mr. Edwin Morgan and Lieut. Clark Give Dinners and Dances.

WASHINGTON, Dec. 22.—Washington society was confined to two large social functions to-night, at both of which Miss Roosevelt was present. Mr. Edwin Morgan of New York, who maintains a winter home at the capital, gave a dinner to forty guests, which was followed by a dance lasting until 12 o'clock, after which time all of the guests attended the dance given to 600 by Lieut. Robert Stirling Clark at the New Willard. Mrs. Cowles and Mrs. Peirce were the matrons who received Mr. Morgan's guests.

Both of the ballrooms at the New Willard were used by Lieut. Clark's guests, one of them being filled later by many small tables, at which the guests were seated later for supper. The cotillon was danced at midnight and was led by Mr. George Howard. The ladies of Lieut. Clark's receiving party were Mrs. F. Ambrose Clark of New York, Miss Chaffee, Mrs. G. T. Scrivner, Mrs. Corbin, Mrs. Rockhill, Mrs. Merriam and Miss Kean. The Hungarian Band of New York furnished the music for the evening. The favors, 800 in number, were handsome silver pieces for desk and toilet.

Lieut. Clark entertained at dinner to-night in compliment to his house guests, Mrs. Clark, Miss Chaffee, Mr. Stephen Clark, Mr. George Potts, Mr. Southerland Irving, Mr. Waldo Johnson and Miss Frances Ogden Jones.

Col. and Mrs. Clarence Edwards entertained at dinner to-night, afterward taking their guests to the dance at the New Willard.

The Chargé d'Affaires of the French Embassy and Mme. de Margerie issued invitations to-day for a dinner on Jan. 10 in honor of Miss Roosevelt.

The President Returns to Washington.

WASHINGTON, Dec. 22.—President Roosevelt's special train from Rapidan, Va., where he and his family spent Sunday, reached Washington on time at 11:25 o'clock this morning. Secretary Cortelyou met the party at the station, and Mr. Roosevelt, after shaking hands with the engineer and fireman of his special, as is his custom, was driven with his family to the White House. The President told Secretary Cortelyou that despite the inclement weather he had had a good time and felt better for the rest from official cares.

Chesebrough's Appeal Restored to the Calendar.

WASHINGTON, Dec. 22.—The Supreme Court to-day restored to the docket and assigned for argument Oct. 19 next the appeal of Robert A. Chesebrough from the decision of the United States Court for the Southern district of New York in favor of the United States, upholding the validity of the war revenue tax on transfers of real estate. The case lost its position by reason of the failure to forward the record in the case, but as it was shown the failure was not the fault of the plaintiff or his counsel, the cause was restored and assigned.

The President to Spend Holiday Week in Rest and Recreation.

WASHINGTON, Dec. 22.—President Roosevelt intends to observe the holiday season by transacting only the most necessary public business and by devoting as much time as possible to rest and recreation with his family. This official notice was given out at the White House to-day:

"Between Christmas and New Year's Day the President will not make any appointments for receiving callers and will not have any regular office hours that week."

Fraud Order Against the Standard Fountain Pen Company.

WASHINGTON, Dec. 22.—Postmaster-General Payne to-day issued an order denying the use of the mails to the Standard Fountain Pen Company of New York and Henry T. Day, manager. The company was engaged in operating a chain letter scheme to promote the sale of fountain pens in violation of the postal regulations.

Army and Navy Orders.

WASHINGTON, Dec. 22.—These army orders were issued to-day:

Contract Surgeon James K. Stockard, from Greensboro, N. C., to Fort Delaware.

The following Assistant Surgeons from places indicated to San Francisco and thence to the Philippines: First Lieut. Milton E. Lando, discharge camp, Angel Island, Cal.; First Lieut. Charles Y. Brownlee, Benicia barracks.

Capt. Herbert N. Royden, Twenty-sixth Infantry, to Omaha for examination for retirement.

Transfers in artillery: Capt. Dwight E. Aultman, from Twenty-second Coast to Seventy-fifth Coast; Capt. Charles H. Hilton, Jr., from Seventy-fifth Coast to Twenty-second Coast.

Major Edward E. Hardin, Seventh Infantry, is detailed as a member of the examining board at Governor's Island.

Capt. Edgar W. Howe, Twenty-second Infantry, to Fort Slocum for examination for promotion.

Leave of absence granted: Capt. Walter H. Gordon, Eighteenth Infantry, extended one month; First Lieut. Duncan Elliott, Eighth Cavalry, further extended one month; Second Lieut. Harold E. Clearman, Philippine Scouts, extended one month; Capt. Robert L. Hirst, Twelfth Infantry, for one month; Second Lieut. William N. Campbell, Fifteenth Infantry, extended two months; Major William H. Baldwin, Commissary, further extended twenty-four days; First Lieut. Edgar H. Yale, artillery, for four days.

These naval orders were issued:

Capt. William H. Nauman, granted three months' sick leave.

Commander Hugo Osterhaus, additional duty to command the Santee.

Medical Inspector Daniel N. Bertolette, to duty as Fleet Surgeon on Pacific station.

Medical Inspector Edward H. Green, from duty as Fleet Surgeon of Pacific station to the Wisconsin.

ASTHMA

Climates wear out, Smokes and sprays do not cure. They relieve symptoms instead of removing causes; whereas, we take Asthma so thoroughly out of the system that nothing remains which can produce an attack; sufferers are soon able to work, eat, sleep and stand exposure without the slightest return of Asthma. Being right in principle our treatment does what "relifs" cannot do. We cure to stay cured severe, long-standing and pronounced "incurable" cases. If you are skeptical, it is because you are ignorant of our great work. Since 1883 we have treated 52,000 Asthma and Hay Fever sufferers. If you desire complete relief, health restored, and no return of Asthma, write for our Book 56 Free.

F. HAROLD HAYES, BUFFALO, N. Y.

Hudson Bay Sable Muffs, $50, $60, $75 $100, $150; extra large, $200, $250; neck pieces, victorines, mantles, capes, at corresponding prices.

NOTE.—I do not sell blended or darkened Hudson Bay Sable, only the genuine natural color.

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The F. & M. Schaefer Brewing Co's

Special Holiday Brew

On Draught at all Customers.

Bottled at the Brewery

and delivered direct to Families.

Park Ave., 50th to 51st St., New York.

$600 a Month to Support Mrs. Hughes.

Justice Scott has directed the United States Trust Company, as committee of the estate of Mrs. Louise Beauchamp Hughes, who was recently declared incompetent to manage her affairs, to pay to Andrew J. Shipman, as committee of her person, an allowance of $600 a month for her support and maintenance. Mrs. Hughes is living at the Park Avenue Hotel, where she went after being released from a sanitarium at Riverdale. She is 83