

JUDGE VAN BRUNT DROPS DEAD

NOTED JURIST STRICKEN AT BROOKLYN BRIDGE ENTRANCE.

His Body Lay for More Than Two Hours in a Stuffy Room Called a Hospital—Mourning in the Courts, Which Adjourned Promptly—Career on the Bench

Charles H. Van Brunt, presiding Justice of the Appellate Division of the Supreme Court, First Department, was stricken with heart disease at the Manhattan end of the Brooklyn Bridge early yesterday afternoon and died a few minutes afterward without regaining consciousness.

The Justice was on the way to Bay Ridge with his daughter, George Van Brunt, and it was his intention to take an elevated train. Just as they reached the top of the main flight of stairs leading to the train platform Justice Van Brunt staggered and fell.

A great crowd gathered, and one of them, who said he was a physician, attempted to revive the stricken jurist. His shirt and waistcoat were opened and hypodermic injections were administered. Several policemen of the bridge squad hurried to the scene and a call for an ambulance was sent to the Hudson street hospital. When it arrived the surgeon pronounced Justice Van Brunt dead.

The policemen brought up a stretcher and the body was carried to the little room near the eastern end of the bridge entrance which is called the emergency hospital. The room is a stuffy and not over clean. Why it is called a hospital, no one seems to know. From its appearance it is the last place in the world to which a sick person should be taken.

The body of the Justice was covered with newspapers and allowed to remain in this room more than two hours pending the arrival of the undertaker's wagon. It was then conveyed to his home, No. 40 West Forty-sixth street, after Constable Physician Lelaine had given a permit for its removal. In the meantime the news of Justice Van Brunt's death had reached the County Court House. All the parts of the Supreme Court were adjourned and the Justices hurried to the bridge entrance to see if they could render any service. Among the first to arrive were Justices McClellan, Lefferts, Bischoff and Fitzgerald. They were quickly followed by Justices Giegerich, O'Grann, Davis and Dowling. The clerks and court attendants who were on duty at the time all seemed to be shocked at the sudden death of Justice Van Brunt. They waited about until the undertaker's wagon arrived and stood in two lines with bowed heads as the body was carried out.

When Justice Van Brunt fell his daughter did not seem to realize the seriousness of the situation. W. C. Haverstick of 314 West Twenty-third street, who had helped to work over the stricken man, led her to one side and asked her if she wished to see a message to any one. She said she did not unless her father was dead. In that event, she said, she wished to notify her mother, who was going north, containing Mr. Haverstick then broke the news to her and she bore up wonderfully well. She said she would go to the Brooklyn Bridge and see her father. She did not return to the Bridge entrance.

When Justice Van Brunt's death was announced in the County Court House there was a flurry in the courts. Elihu Root, who was trying the Blonci case before Justice Lefferts, was so overcome that he could scarcely utter a word. He said: "Permit me, your Honor, to say a word in behalf of the bar expressing the deep sense of loss and the sincere sympathy of every eminent services rendered to the country by Judge Van Brunt in the administration of law in this city. I am myself a personal loss and I cannot give myself to speak as I should under this great personal calamity."

This court will now adjourn as a mark of respect to this great jurist. said Justice Lefferts, "and a note will be placed on the minutes of our very sad feelings at the news."

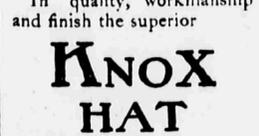
"It was a sad death," said Justice Giegerich. "Judge Van Brunt was my friend. He helped me as a young lawyer and as a true friend. He was one of the greatest judges that ever presided in this State. He was a noble type of manhood, generous and warm-hearted."

All the other Justices spoke in praise of the dead man. Several parts of the City Court also adjourned when it was learned that he was dead. In the afternoon the Appellate Division was not in session. Several of the clerks and other officials of this court hurried downtown when a message was received announcing the death of Van Brunt's death. Many of them are uneasy over the situation which his death creates. The court, which stood for four days and three nights in session, is now evenly divided. Should Gov. Higgins designate a Republican in place of Justice Van Brunt, the Republican would gain control of the court. This might lead to a radical change in the personnel of the employees.

Charles H. Van Brunt was a native of Long Island, a descendant of one of the old Holland landed proprietors who settled near Bay Ridge during the Dutch colonial days. He was born Dec. 26, 1836, and was educated at the University of the City of New York, from which he was graduated in 1856. He studied law, and was a clerk in the office of Leonard & Hoffman, a well known firm of lawyers in Wall street, the senior member of which was at one time a Justice of the Supreme Court and the Junior Governor of the State. Mr. Van Brunt was admitted to the bar in 1858, and was actively engaged in the practice of the law until 1879, when he was appointed to fill a vacancy in the Court of Common Pleas. He was elected to the office of Justice of that court for a term of fourteen years, but during the greater part of that time he was in the Court by assignment of the Governor. In 1873 he was elected a Justice of the Supreme Court, and on Jan. 1, 1877, he became the presiding Justice of that court in the First Department, and as such originated and carried out many substantial improvements in the method of conducting the business of that court. He had never held any other than a judicial office.

In the reorganization of the Supreme Court under the Constitution of 1895 he was appointed by Gov. Morton the Presiding Justice of the Appellate Division of the First Department. He was nominated

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In 1897 by the Democrats, Republicans and Citizens' Union for the term he was filling when he died. He would have reached the age limit had he lived until next year.

Three years ago Justice Van Brunt was severely criticized by the Bar Association for accepting the presidency of the Winsor Trust Company while on the bench. He made a vigorous answer to his critics and declared that the Bar Association was a tail to the Republican kite. He said that the place he accepted was merely an honorary one and that he would not accept one penny of salary as long as he remained on the bench. He also called attention to the fact that many great jurists had been in business.

On July 1, 1874, two burglars were shot at Judge Van Brunt's Bay Ridge home by his brother and nephew, John Holmes Van Brunt and Albert Van Brunt. One of the robbers was killed instantly, but the other confessed to some time. Before he was arrested he and his pal were the abductors of little Charlie Ross, whose disappearance from his home in Germantown, Pa., caused a sensation throughout the country.

ROCHESTER, N. Y., May 26.—Mrs. Charles H. Van Brunt was on her way to Rochester to visit relatives and did not learn of the death of her husband, Justice Van Brunt, until her arrival here. She started for New York on a late train to-night.

BUILDING TRADES SAY NO. Refuse to Take a Hand in Teamsters' Strike—More Rioting.

CHICAGO, May 26.—Fears that the building trades workers would be drawn into the teamsters' controversy were set at rest to-night when the Associated Building Trades Council, representing 30,000 mechanics, declared that under no circumstances would its members take a hand in the fight.

"I want to say emphatically that the unions in the building trades are working under contracts which will be strictly observed," said Charles M. Rau, president of the council. "During the day a few carpenters on isolated buildings quit work rather than handle lumber delivered by non-union teamsters. The officers of the Carpenters' Union told the men to remain at work."

Rioting broke out at West Madison and Canal streets. An American Express Company wagon, containing a policeman and a driver, was stopped by strike sympathizers. The policeman flourished his revolver, but the driver became about 500 strong, seized the wheels of the wagon in an attempt to overturn it. A riot call was given and the driver fled. Three patrol wagons loaded with officers responded. The police charged the crowd and arrested everybody who was seen to be taking part in the riot. Arrests were made before the police station was reached.

James B. Barry of the Railway Express Drivers' Union and Thomas Hughes of the Stone and Lime Teamsters' Union left to-night for the East to visit all the large cities and solicit subscriptions. Immediately after their departure for their departure, but it is said that Barry is to attempt to get the express drivers in other cities to strike in sympathy with the men in Boston are well organized and are ready to go on strike if called on.

SAM BERNARD JAILS HIMSELF. Locked in a Closet Under the Stage While the Play Waits.

Sam Bernard makes his appearance through a trapdoor in the second act of "The Bollicking Girl" at the Herald Square Theatre and last night he delayed the performance some by getting locked in a closet under the stage.

There was a snap lock on the closet door, and when Bernard found that he was locked in he began to hammer the door to attract attention. It was a good stout door and an ax didn't know that Bernard was delayed, for the orchestra kept on playing.

NEWSPAPERS IN TROLLEY CARS. Piles of Them for Passengers on the Long Ride to Trenton.

NEW BRUNSWICK, May 26.—The Public Service Corporation has begun to run trolley cars hourly to Trenton, and on these cars, on Monday, according to an order that has just gone forth, will be files of the principal metropolitan and New Jersey newspapers.

The length of the Trenton run is the reason for the order. Pretty scenery, say public Service Corporation officials, may make the occupant of a car forget that he is traveling.

Famous Racehorse Attached. CLEVELAND, Ohio, May 26.—Star Pointer, the famous racehorse of former years and now belonging to the string at the White stables, was attached on Thursday on a writ from Justice Morrow's court. Dan W. Fowler brought suit for \$21.50 for labor.

The Weather. An area of low pressure passing out the St. Lawrence Valley yesterday created showers over northern Ohio, northern New York, northern Pennsylvania and Vermont. There were also two showers in southern New York, southern Pennsylvania and southern Montana. Over all other sections of the country the weather was fair. An area of high pressure covered all the interior of the country and was moving eastward with an extensive belt of fair and moderately cool weather. The temperature was higher in all the Atlantic States and in nearly all the West, where it was from 12 to 16 degrees cooler. In the extreme West it was growing much warmer.

In this city the day was fair and warmer, winds from the south by night, average humidity, 64 per cent., barometer, corrected to read to sea level, at 8 A. M., 30.12; 3 P. M., 30.10. The temperature yesterday, as recorded by the official thermometer, is shown in the annexed table.

M'ADOO SUSPECTS GRAFT.

TRANSFERS THE COPS WHO PUT H. P. DAVISON IN A CELL.

Banker Refused to Have His Check for \$100 Cash at Station Near 47th Street Police Station—Then All "Courtiers" Were Promptly Stripped.

Police Commissioner McAdoe took up yesterday the case of Henry P. Davison, first vice-president of the First National Bank, who was taken to the West Forty-seventh street police station on Wednesday evening charged with overspeering his automobile. Mr. Davison considered that he had been unjustly treated in the station house and complained to Mr. McAdoe.

Sergt. Hosey, who was on the desk in the station house when Mr. Davison was arrested, was before the Commissioner yesterday. So were all the other policemen concerned in the case.

Before he went home last night Mr. McAdoe announced these transfers: Sergt. James J. McCann, West Forty-seventh street station, to the Oak street station; Sergt. Cornelius Hosey, from the same station house to the Eldridge street station; Roundman Francis, from the same station to the Church street station; Patrolman John J. Troy, who was doing plain clothes duty in the West Forty-seventh street station, to patrol duty in uniform in the Eldridge street station; Patrolman Frederick Goodnow, who was doing similar duty in the same precinct, to do similar duty in uniform in the Leonard street station.

Mr. McAdoe made a long and plain-spoken statement of his reasons for the transfers: "I have had before me this morning," said he, "Sergt. Hosey and plain clothes officers Troy and Bayer of the Twenty-second precinct, and also Mr. Davison and Mr. Burkhardt, a friend who accompanied him to the station house on the occasion of his arrest, and Doorman Donoh. I did this because I considered the case an important one from the questions raised."

"It involves the whole matter of balling prisoners and the conduct of the desk sergeants and plain clothes men attached to precincts and the possible relation between police officers and professional bondsmen."

"I have no concern with the question as to whether or not Mr. Davison was overspeering his automobile or otherwise; that will be settled by the court. But the actions of the police officials at the station house raised a suspicion in my mind that there was an attempt to play into the hands of professional bondsmen in the neighborhood, from the fact that Mr. Davison, on refusing an offer of assistance, was at once locked up, whereas, prior to that time, he was allowed to use the captain's office."

"The statements here this morning are to the effect that Mr. Davison had not \$100 in his possession and was rather than handle lumber delivered by non-union teamsters. The sergeant permitted him to go into the captain's office, where Officer Bayer said he could find one of the younger lads, while the older ones played par, or leapfrog or held competitive games. Marbles, tops, kites, each had a good time. There are several of these in good condition in the Park. Each one looks like a huge pink bouquet, and they are all in the same place. There are three of them stand near the large fountain in the center of the Park."

"Have the boys of to-day changed their natures?" asked an elderly person who stood watching a group of youngsters pitching pennies and playing craps on a street corner.

"When I was a lad we used to play all sorts of games, while the spirit of gambling which now seems to take hold of the youth was unknown. There were prisoner's base, black tom, tag, hide and seek and the like. Of course, I know that the city is more built up now than then, but I lived in the lower part of the city and was handicapped even more than at that time to-day, for we had no asphalt pavements."

"Another thing which seems lost to the boys of to-day is the joy of the smoking pipe. This is a thing which has almost disappeared from the city. When the pipe dries out they are very smokable—at least we used to think so when I was a boy."

Property owners are beginning to make out their leases from Oct. 1 instead of May 1, as has been done in the past. A man who is a seventeen months' lease which ends on Oct. 1, 1905.

"Landlords won't have so many vacant apartments in the summer time," explained the agent, "when they make their leases begin on Oct. 1. Too many persons put their things in storage in the summer and do not return them until the next summer. This makes a poor renting season."

Passengers on the East River ferries late one afternoon last week were greatly annoyed by the appearance of a small rick, bearing a tiny flag, which was protruding from the water and moving rapidly. Speculation was rife as to what it was until, with a sudden, a contraption emerged from a submarine was going on.

The cannonball treatment is a new addition to the comforts of an uptown Turkish bath establishment. The remedy, imported from Germany. The patients who have not been brought to himself by the ordinary elements of a bath is spread on a table and the ball is rolled all over him. It is made as heavy as he can stand it and is said to be a good remedy for the cure of the restoration of circulation.

The woman who attracted most attention in Central Park yesterday afternoon was by no means the beautiful girl who was seen by the crowd that rode on the East Drive. Nor was it her equipment that caused so much excitement, as she was in a hired hansom. It was her companion that made all the drivers stare at this plain looking little woman almost hidden in a corner of the hansom. With her was a gigantic St. Bernard, almost white, who gazed amiably at the passing vehicles. The dog looked only a moderate size, but the size of the fact that he had nearly all of the room.

Denneler Falls to Recover His Daughter From Credit of the Baron's Wife. Supreme Court Justice Maroon heard testimony in Brooklyn yesterday in the habeas corpus proceedings brought by Charles Denneler of Philadelphia to recover his ten-year-old daughter, Elsa, who is in custody of her mother, Jennie, now in the wife of Baron Michael Rosenbaum. Rosenbaum was arrested last Saturday on a charge of grand larceny, the complainant being Abbie Doughton, a sister of Assistant State Comptroller Isaac Daugherty of New Jersey. She alleges that Rosenbaum embezzled \$6,700 from her. As Mr. Denneler could not prove that his former wife was a drinking woman or was unchaste, Justice Maroon said that he would allow the child to the mother.

Mrs. Rosenbaum said she secured a divorce from Denneler for desertion and for cruel treatment. He is a wealthy man. When the case was decided the father walked to the child, threw his arms around her neck, kissed her and said: "Elsa, be a good girl. Think well of your papa and mind what your mother says to you." Then he broke down and wept.

Subsequently Rosenbaum, who had been brought from the hospital, was committed to the county jail on habeas corpus proceedings seeking his discharge from custody, was arraigned before Justice Maroon. After hearing counsel, Justice Maroon discharged the woman. As he started for the door he was arrested on a Governor's order and was at once taken to Camden, N. J., for trial.

ROYAL BAKING POWDER CO. Baking Powder. Is easy to use and makes good things quickly.

LIVE TOPICS ABOUT TOWN. The nervous man had just met his friend who for some months past had been in retirement for his health.

"I have sometimes thought it might be a good thing for a man to go away for a while," he said, "and to get cured perhaps of habits that were gaining too strong a hold on him. I changed my opinion on the second part of that proposition, however, after I had an evening with a friend of mine who just came back from a course of treatment."

"We were together in a cafe for an hour or more. During all that time he would, of course, not take a single thing, but he would take some coffee. I think I had two Scotch highballs while we talked. I know he didn't seem to be much out of it. He had gotten over one habit. He had acquired another, however, that made it seem of no account whether he had gained by the change."

Central Park is all bloom this month. Every shrub and bush and tree that boasts a blossom is contributing to the fragrance. Next month more flowers will bloom. In May there is the tulip tree, the ailanthus, the fruit trees, the snowball, syringa, bridal wreath, hawthorn, honeysuckle and dozens of other flowering bushes, trees and shrubs. None is more beautiful than the English May tree. It is of fair size, with a blossom the shape of our verbena, tinted a deep pink. There are several of these in good condition in the Park. Each one looks like a huge pink bouquet, and they are all in the same place. There are three of them stand near the large fountain in the center of the Park.

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MR. METZ GIVES \$5,000 For an Athletic Field for the Commercial High School in Brooklyn.

Principal Frank R. Moore of the Commercial High School in Brooklyn announced yesterday to the pupils that Herman A. Metz had donated \$5,000 toward the establishment of an athletic field for the school. He also said that Mr. Metz had purchased twenty-five lots between Albany and Kingston avenues, near the new Parkway, for \$50,000 of a site for the field.

The Truth about Whiskey.

Fifty years ago Scotch Pure Rye Whiskey was probably the standard Rye—Scotch was the whiskey on the sideboards of most American gentlemen. Much more Scotch is distilled and sold to-day than then, and it is just the same whiskey as it always has been, but there are more people in America than there were 50 years ago and some of them don't know Scotch Pure Rye. The public have been deceived of late in the matter of blended or compounded whiskeys. These whiskeys should be just as pure and just as good as "straight" whiskey, provided they are blended, as is Scotch Pure Rye Whiskey, by a correct formula. Scotch whether "blended" or "straight," is never anything but Scotch Pure Rye Whiskey.

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STRIKING EXCAVATORS FIGHT. "Persuade" Non-Union Men With Stones—Police Nab Two of Them.

There was a lively fight between striking rockmen and excavators and non-union men who have taken their places shortly after 6 o'clock last night at Fifteenth street and Fifth avenue, where the cellar for the new twenty-story Stuyvesant building is being dug. Stones flew and several heads were cut.

In the rear of the excavation close to a wing of the New York Hospital is a shanty in which twenty pounds of blasting dynamite is stored. Two of the strikers tried to enter this shanty, but the watchman, Joseph F. Tracy, knocked them out with a pick. Their friends came pouring in and banged Tracy up pretty badly. The police caught two of the strikers and locked them up in the Tenderloin police station.

There was another row at about the same time at Fifth avenue and Thirty-fourth street, where the new Altman building is going up. Strikers pitched into their successors and some stones were thrown, but the police soon put a stop to the trouble there.

The fight between the Rockmen and Excavators' union and the Contractors' Protective Association began in earnest yesterday. Both sides admitted for the first time that the only issue is recognition of the union.

The walking delegates of the union started in yesterday morning, and several thousand excavators were ordered on strike on a number of excavating contracts, principally uptown.

The first disturbance yesterday was at excavations for apartment houses in East 110th street, where Contractor McQuillan locked out the excavators and hired non-union men. About fifty men were working in the cellars when a crowd of strikers and sympathizers appeared and began throwing bricks and other missiles at the workers. They succeeded in driving them out of the cellar. A squad of police arrived from the East 104th street station too late to protect the non-union men. There were no arrests, but work was stopped on the excavations.

Contractor Patrick Norton of 1033 Third avenue, whose 1,000 excavators quit work on six-story buildings, began yesterday morning to fill the places of the strikers. He was visited by five walking delegates a little later and an agreement was patched up by which all the strikers returned to work. Some concessions were made on both sides.

EVERY HOUSEHOLD AND TRAVELLING TRUNK OUGHT TO CONTAIN A BOTTLE OF ENO'S 'FRUIT SALT' A Simple Remedy for Preventing and Curing by Natural Means

All Functional Derangements of the Liver, Temporary Congestion arising from Alcoholic Beverages, Errors in Diet, Biliousness, Sick Headache, Giddiness, Vomiting, Heartburn, Sourness of the Stomach, Constipation, Thirst, Skin Eruptions, Bolls, Feverish Cold with High Temperature and Quick Pulse, Influenza, Throat Affections, and Fevers of all kinds.

ENO'S 'FRUIT SALT' is, in fact, NATURE'S OWN REMEDY, and an UNSURPASSED ONE. CAUTION.—See especially marked ENO'S 'FRUIT SALT'.

Prepared only by J.C. ENO, Ltd., 'FRUIT SALT' WORKS, LEODNER, ENGLAND. Sole U.S. Agent, J.C. ENO'S Patent, Wholesale of Messrs. E. F. Fosberg & Co., 25, 26, and 27, North William Street, New York.

The Inaugural Sale of Panama Hats for Men Special at \$5.75 Value \$7.50 to \$10.00

That they are the true Panamas we are certain, since every hat came to us direct from the native weavers, without the help of the usual "party of the third part." The hats are tightly and regularly woven, perfect in their every phase. They came to us in the rough. We have had them blocked much like the new felt hats in alpine, telescope, planter and rakish models, with narrow or broad bands, imported leathers and oiled silk protectors.

Summer Shirts At One Fifty The greatest factor in establishing our shop devoted to furnishings for men in high favor, is the series of shirts at one-fifty—a specialty with us. Brand or no brand, it is a better shirt than any other which the market affords at that price, better in fabric and tailoring. Narrow Pleated Shirts of white cambric, zephyr weight, open front models, cuffs attached. Wide Pleated Shirts of white corded madras, open front models with cuffs attached.

Summer Scarfs Special at 25c Value 50c to 75c Three-fold and French seam Four-in-hands in narrow and wide models of high grade fabrics which may be laundered without penalty—linen, madras, batiste and crash in tan, blue, green, white or pink, plain, embroidered, striped or figured.

Lisle Half Hose Value 50c. At 25c For the conservative men, half hose of plain black gauze lisle; for service with oxords, in black or tan with embroidered in-steps in various new designs. Whichever may satisfy your needs, you may be certain of this: fifty cents would be the price in the regular course of business.

Men's Underwear That exacting standard of ours guards the character of every garment that finds a place with us—it makes it possible for us to stand back of every shirt or drawers which our imprint identifies, be it one of balbriggan at fifty cents or one of silk at fifteen dollars. The Choice Things (both in character and price) which our stock affords: Shirts or Drawers of fine lisle thread in blue or white; sizes for all manner of men, at \$1.00 Shirts or Drawers of mercerized lisle in pink or blue, \$1.25 Shirts or Drawers of white linen mesh; every thread pure linen, cool, absorbent, at \$2.25 Shirts or Drawers of pure silk in white, blue or flesh, \$3.50

Saks & Company Broadway, 33d to 34th St. Saks & Company Broadway, 33d to 34th St.

The Coward Shoe Too many shoes spoil the feet. That's because they have wrong shape—they cause corns, bunions, ingrowing nails and flat arch. And that's why we produce certain special shoes—to cure the ills caused by other makes. Feet bred in the Coward Shoes are perfect in shape and free from all ailments. For Men, Women and Children.

Some of Our Specialties: Arch Supporting Shoes, Bunion Shoes, Low Instep Shoes, Extra Long Shoes for Men 11 1/2 to 13, AA to F, Riding Boots, Hiding Leggins, Ankle Fit Oxford, Toe-Out Shoes for Children, Orthopedic Shoes for Children, Golf Shoes, The Coward "Good Sense" Shoes.

JOTTINGS ABOUT TOWN. George R. Rogers, the salesman who was caught racing toward Sixth avenue with a heavily laden clock which he had lugged from the ladies' reception room in the Fifth Avenue Hotel, was sentenced to a year in the penitentiary by Judge Cowling in general sessions yesterday.

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H&I COLLARS ARE LINEN Collar Chat No. 11 Not many trips to the laundry before your collar develops a break at the fold? Then it is probably cotton, even though you did pay the linen price—2 for 25c. "H. & I." Collars are "Warranted Linen"—so stamped. If your dealer can't supply you, let us send you a collar. "Linen peruse Cotton," and get collar-wise.

Henry Holmes Troy, New York. HENRY HOLMES Troy, New York. 31 Union Square West New York

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DRY-SOLE Rubbers unnecessary when walking on wet ground or streets. Use it when Golfing and at the seashore.

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