

BRINCKERHOFF IS SUED AGAIN

FOR ALIENATING THE AFFECTIONS OF OTHER MEN'S WIVES.

A. L. Kugel the Latest Husband to Seek Money From the Retired Biscuit Man With a "Weakness for Petticoats," Who Questions if Kugel is Married at All.

Daniel D. Brinckerhoff, the seventy-five-year-old retired racketeer, has not yet got over his habit of becoming the defendant in suits for the alienation of the affections of other men's wives. He is now the defendant in two such suits, besides having had other litigation on his hands as a result of what a lawyer who formerly represented him in one of the actions called Mr. Brinckerhoff's "weakness for petticoats."

The latest of the suits is brought by Arthur L. Kugel, who gives his residence as the Hotel Navarre. Kugel wants \$50,000 from Brinckerhoff for the alienation of Mrs. Lillian M. Kugel's affections. Mrs. Kugel lives at 250 West Eighty-fourth street and is said to be a dressmaker. Brinckerhoff, who is a widower, lives with his daughter at 204 West 108th street.

Kugel is also suing Mrs. Kugel for a divorce, naming Brinckerhoff as the respondent. Kugel's counsel, George M. Osgood, declined yesterday to answer a second either suit. Kugel is out of town. He is said to be a travelling man, about 27 or 30 years old. He married Mrs. Kugel, who is said to have been married before, about a year ago. She has a child by a former marriage, and it is said that Mr. Brinckerhoff has been in the habit of making expensive presents both to Mr. Kugel and the child.

The suits became known through two orders signed by Supreme Court Justice MacLean vacating and setting aside, by consent of counsel, two previous orders, one in each action.

One of the orders set aside was for the examination of Miss Minnie B. Martin of 10 West Sixty-first street, in connection with Kugel's divorce action. Kugel, in his applications for the order, set forth that Miss Martin was a material and necessary witness, and that she had been examined before trial but she might get out of the jurisdiction. He stated to Justice Spencer, who granted the order, that Miss Martin was liable to arrest or to be driven out of town at any time by the police.

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Vertical filing Library Bureau 316 Broadway

MERCY FROM GOV. HIGGINS.

Receipt to Murderer Pekary—Several Jail Sentences Shortened.

ALBANY, Aug. 1.—Through the intercession of the Austrian Consul Gov. Higgins has granted a respite of one month to Edward Pekary, who was to have been put to death in Sing Sing prison next Monday for killing his landlady with blows from a hammer.

Genaro Espasto has been pardoned by Gov. Higgins at the instance of charitable organizations. Espasto has a wife and four children and last March was sentenced to prison for a year in Kings county for carrying concealed weapons. This sentence, the Governor believes, was excessive.

F. Spinello and T. Piro, who were sentenced from Onondaga county in 1908 to Auburn prison for terms of twenty years for manslaughter, have had their terms reduced to fifteen years. The murdered man was killed as the result of a row which he started in a boarding house.

The twenty-year Sing Sing sentence of Paul Bauer has been cut to thirteen years and six months by Gov. Higgins. Bauer had been in Sing Sing for two years and next October. In 1908 Recorder God gave Bauer the sentence for grand larceny and attempted escape from Sing Sing prison and declared that Bauer has reformed, and as his services are needed now for the support of the family the Governor decided to give him a chance. Since Bauer has been married to his wife and two sisters were burned to death in a fire which destroyed the family home.

Frank Salvatore, who is only 16 years old, was sentenced to the Elmira Reformatory for one year on Owego last March for a year for petty theft. Gov. Higgins has released him because of his good behavior.

GALLANT AND ROBUST JUDGE.

Joseph Kennell of North Bergen Licks Arrests, Arraigns and Fines Two Masters.

Two young men who were passengers on a trolley car bound for Hackensack tried to get up a flirtation with two young women on Monday night as the car was moving along the western slope of the hill in North Bergen. They winked and smiled and then remarked that it was a beautiful evening. Justice of the Peace Joseph Kennell of North Bergen, who was sitting near them, noticed the embarrassment of the girls, and quietly suggested to the masters that it was up to them to behave themselves. They glared at the Magistrate and refused to get up, but when he would get himself disliked.

Kennell leaped from his seat and caught the men by their coat collars. One of them promptly responded with a blow on the judicial jaw, and his honor got down to business. The mill lasted only one round, and when it was over the masters were arrested on the floor with the Justice on top. Kennell let the pair up on their promise to be good and then arrested them. He later arraigned them before himself at his office and fined them \$10 apiece as disorderly persons. They paid their fines. Kennell didn't let them go until they apologized to the young women they had insulted.

Others arrested were Frank Mayo, driver for Maurice Mayer, the electrical manager, Arthur S. Farrell of 76 East 103d street, and Alexandre Pastré, driver for President Hiles of the Corey Island and Brooklyn Railway. They were fined \$100 each to answer to Special Sessors.

WOULD PUSH RAILWAY TRAINS.

St. Paul Engineer Wants Locomotive Behind Instead of in Front.

CHICAGO, Aug. 1.—An engineer of St. Paul has proposed a new method of operating passenger trains, which he says will result in a material reduction of cost of operation and proposes to place the engines in the rear and have them push instead of pull a combination observation car is proposed for the head of the train, with a vestibule in front for a pilot. This is to be equipped with signals connected with the engine crew, so that the pilot or lookout may be informed of the position of the engine and inform them of danger on the line.

One benefit suggested would be the total abolition of the annoying caterpillar, which has been a pest since the introduction of the locomotives. Much less damage, the inventor claims, would be done in case of head on collisions. The engine could devote his entire time to his engine.

BRIDE SEES HUSBAND SLAIN.

Murdered Half Hour After Ceremony to Avenge Ruined Girl.

CHARLOTTE, N. C., Aug. 1.—Thirty minutes after he was married at Bessemer City this morning William M. Brown was shot five times by John Y. Kincaid and instantly killed.

Brown and his wife were at the station ready to take a train to go on their honeymoon. Kincaid appeared and without a word opened fire, emptying his pistol.

It was in the confusion of the shooting that Mrs. Brown saw the bride being shot. She saw the bride being shot. She saw the bride being shot.

COURT UPHOLDS LIGHTING CO.

Columbus, Ohio, Council Had Faxed Rate That Let No Profit.

CINCINNATI, Aug. 1.—The United States court here today sustained the injunction which stops the City Council of Columbus, Ohio, from forcing the Columbus Railway and Lighting Company to limit its charges for electric light and power to not more than five cents per kilowatt hour.

DIDN'T NEED THE BABY.

"Dearborns of Buffalo" Present Him to Simeon Ford's Baby.

A fat, laughing, blue eyed baby was abandoned in room 212 of the Grand Union Hotel last night. The baby was lying on the bed and beside it was a wicker basket containing a change of clothing, a number of gold chain pins and a bottle of colic mixture. The crumpled label had been scratched from the bottle.

Room 212 had been occupied during the day by a couple registered as "Mr. and Mrs. H. Dearborn, Buffalo." They left at 10 o'clock last night. The foundling was discovered by a watchman shortly after midnight. It was sent to Bellevue.

HALSEY CORWIN SUIT DROPPED

TWO DAYS BEFORE HIS WIFE REPORTED LOSING HER JEWELS.

Lawyers for Husband and Wife Agreed to a Discontinuance, but No One Will Admit That It Was for Divorce, Although There Have Been Rumors of One.

An order was entered in the Supreme Court on July 12, signed by Justice Spencer, discontinuing by consent of counsel an action brought by Halsey Corwin against Roberta Corwin, his wife. The very next night Mrs. Corwin went to the merry dinner party on an afternoon of which she informed the police that she had lost her whole \$50,000 worth of jewels.

The order gives no indication on its face as to what the nature of the suit was nor when it was begun. It merely recites that on the consent of Philip Wolstetter, counsel for Corwin, and Barrie & Marshall, counsel for Mrs. Corwin, the suit is hereby discontinued without costs to either party.

None of the counsel concerned would say a word about the suit or the discontinuance yesterday. Mr. Tuttle, who had charge of the case for his firm, is said to be out of town, and no one would talk for him. Mr. Wolstetter was equally reticent.

"Was the suit in the nature of a divorce action?" Mr. Wolstetter was asked before. "I must positively decline to reply," he answered.

"If it was a divorce suit," continued the questioner, "was a certain gentleman of considerable financial standing in the community who is now abroad and whose name has been connected several times with Mrs. Corwin's named as the correspondent?" The name of this citizen was mentioned to Mr. Wolstetter. His reply was emphatic.

"Absolutely and positively, no," he said. "Is the suit to be started up again?" was the next question.

"I have nothing more to say," said Mr. Wolstetter.

He was asked if there could be any possible connection between the famous jewel losing dinner party and the discontinuance of the suit some twenty-four hours before. He refused to be drawn into any further conversation.

It is certain that many persons will consider it a peculiar coincidence that the order of discontinuance and Mrs. Corwin's party followed one another so closely. There have been rumors from time to time that Halsey Corwin had begun a divorce suit, but no confirmation could ever be obtained.

His father-in-law, Morris Menkes, denied that he had lent his countenance to any such suit.

One of the queer circumstances connected with the suit is that, if the reputed age of Mrs. Corwin be correct, she is under the legal age and could not be sued in person, at least for a few months or so, when she will be 21 years old.

F. L. HERRESHOFF ARRESTED.

Gives Ball to Appear for Speeding Auto on Broadway.

Francis L. Herreshoff of 40 West Sixty-ninth street, a nephew of Nat Herreshoff, the designer of cup defenders, was arraigned in the Tombs court yesterday morning before Magistrate Breen, charged with driving his automobile up Broadway at the rate of twenty miles an hour. Mr. Herreshoff was arrested for the same offense some weeks ago. He asked for an adjournment until 9 o'clock Friday morning and it was granted. He gave \$100 bail.

LIT FOR STRAINED FAMILY.

Young Woman and Two Cops Help Five From Cleveland.

Policeman Harry Smith of the Brooklyn Bridge squad noticed a woman standing at the Park Row entrance to the bridge last night, with three children clinging to her and a fourth in an old fashioned baby carriage piled up with bundles. The woman spoke no English, so Smith got Policeman August Steller, who talked to her in German. She told Steller she had just come from Cleveland, leaving her husband, Jacob Schwartz, a tailor, out of work. He gave her enough money to buy tickets to New York to get to the house of his brother at 247 Glenmore avenue, Brownsville. She could have the money to get across the bridge.

TOO MANY STREET ACCIDENTS.

Comptroller Asks Borough Presidents to Just Inspectors.

Comptroller Metz wrote yesterday to the Borough Presidents, pointing out that a large volume of claims against the city for injuries caused by defective pavements was piling up and that while in some cases the injuries complained of were the result of bed pavement the larger number were due to the failure of contractors who obtained permission to operate on the streets to see that the excavations they made. The Comptroller urged the Borough Presidents to jack up their inspectors.

Tripped on Spike to Death in Bay.

Frank Walsh, 12 years of age, of 183 Twenty-third street, Brooklyn, a son of Roundman Thomas Walsh of the Bergen street station, stubbed his toe against a spike on the Twenty-third street pier in that borough yesterday and tumbled overboard head first. His playmates, who could not swim or help in any way, yelled for assistance. The boy was drowned.

New Office Building for Jewellers.

Another new office building is to be added to the wholesale jewelry district, it was announced yesterday, a syndicate having acquired the old four story buildings at 45, 47 and 49 John street. Work is to begin next May. The new building is to be twelve stories high and is to have a large part of the offices especially fitted for jewelers.

Insist upon your printer using

Old Hampshire Bond

for your business stationery. Printers who know do not need much insisting, but prefer to use it for the general satisfaction it gives.

Any printer can show you samples of it.

FARKER WONT DISCUSS HEARST.

Judge Refuses to Comment on Independence League Committee Meeting.

AMSTERDAM, N. Y., Aug. 1.—Bronzed by several days in the sun, Judge Alton B. Parker alighted from a automobile in this city at noon to-day. With him were Mrs. Parker, his son-in-law, Alton Parker Hall, and Harry T. Sarkes of Poughkeepsie. Shortly afterward they resumed their journey eastward, having set out from Utica this morning.

Asked if he cared to say anything about the action of the Hearst State committee in New York yesterday afternoon he shook his head and said smilingly: "Not a word. I talked with E. Francis Bailey of the Utica Observer the other day, the report of which you, of course, have seen. I did so to emphasize a particular point. This I fully covered at that time, and I do not care to add anything at present."

SENATOR ELKINS ATTACKED.

Republican Speaker in His Own State Says He Was Insincere as to Rate Bill.

CUMBERLAND, Md., Aug. 1.—A bitter attack was made on Senator Stephen B. Elkins at the Republican Congress convention of the Second West Virginia district at Keyser to-day.

Resolutions were offered which included a most flattering indorsement of Senator Elkins for the part he took in mending railroad rate legislation.

John J. Hetzel of Martinsburg, one of the Republican leaders in the Second district, which includes the home of Senator Elkins, moved to strike out the portion of the resolution referring to Senator Elkins. He made a bitter attack on Elkins, which caused a commotion. He declared that Senator Elkins had not earned the indorsement. He pointed to the fact that Gov. Dixon of West Virginia in his complaint about discrimination against shippers of that State put it in the hands of Senator Tillman, a Democrat, having no confidence in the Senator from his own State.

"When Elkins discovered that the proposed rate legislation could not be laughed off of the Senate he assumed to be the King of Missouri in his complaint about discrimination against shippers of that State put it in the hands of Senator Tillman, a Democrat, having no confidence in the Senator from his own State."

The convention nominated George C. Sturgis of Morgantown for Congress by acclamation. This is the district formerly represented by Senator Elkins, but now represented by Thomas B. Davis, brother of Henry G. Davis. Senator Elkins did not attend the convention, being in New York.

WILL FIGHT TO HOLD MISSOURI.

Republican State Chairman Coming to Urge Roosevelt to Stump the State.

ST. LOUIS, Mo., Aug. 1.—Thomas C. Neidringhaus, chairman of the Republican State committee, has gone East to invite President Roosevelt to visit Missouri in the coming campaign and make several speeches in the State.

If possible, he will get the President to open the campaign. Mr. Neidringhaus will also extend an invitation to Vice-President Fairbanks, Speaker Cannon and other Republicans to have the order with national reputation, with a view to keeping Missouri in the Republican column.

He is sanguine this can be done and is bending every effort to that end.

COLER FOR GAYNOR.

Says if Democratic Party Has Sense It Will Nominat the Judge.

President Bird S. Coler of the Borough of Brooklyn has come out for the nomination of Justice William J. Gaynor for Governor. He is of in Connecticut on his vacation, but yesterday he sent this telegram mess to a friend in Brooklyn: "Kindly quote me as saying that if the Democratic party has sense it will nominate Judge Gaynor. It will unite the party, and give the judge in line and give such men as myself an opportunity to support the ticket enthusiastically."

Messachusetts Committee to Meet Friday.

BOSTON, Aug. 1.—Chairman Josiah Quincy of the State Committee, to whom was intrusted the appointment of ten members of the committee to represent it in New York at the reception to William J. Bryan, August 30, has announced the following: A. C. Brinkwater, chairman; Henry T. Schaefer, James F. Vahey, Daniel F. Buckley, James E. Handravan, William T. Shea, Dr. W. J. Sullivan, Humphrey O'Sullivan, Thomas P. Walsh and Roger Donahue.

Anti-McCarrenites Want ex-Alderman Malone as Leader.

The Seventh Assembly district in Brooklyn is to be the scene of a hot Democratic factional fight at the September primaries. The anti-McCarrenites have organized for business and have made an urgent appeal to former Alderman Patrick W. Malone to be their leader in the scuffle.

Max Himsen Gathers in Patrolmen's Wives.

At a meeting of the Patrolmen's Wives Benevolent Association, held yesterday afternoon at 27 West 115th street, typewritten resolutions resembling the output of the Independence League press bureau were adopted declaring for Hearst for Governor.

HEALTH VIA STEREOPTICON.

Pictures and Warnings Against Tuberculosis in City Hall Park.

There was a stereopticon show in City Hall Park last night, the Health Department being the entertainer. The views presented to the people in methods of guarding against tuberculosis. Pictures of tenement houses under old and new building laws, operations conducted by the disinfecting squad and the life were interspersed with sentences of warning and advice. These were printed in both English and Hebrew.

POCASSET CLUB OUTING.

Five Thousand Tammany Men Turn Out With Sheriff Hayes.

Five thousand Tammany men were at the annual outing of the Pocasset Club of the new Twenty-eighth Assembly district, of which Sheriff Nicholas J. Hayes is the leader, held yesterday at Witzels, College Point.

Cigarmakers' Strike Declared Off.

A strike of several hundred cigarmakers, which took place about a week ago in the factory of E. Regensburg & Sons, Canal and Elizabeth streets, because the shop steward, or inside walking delegate, quit, was called off yesterday and the strikers were urged to return to work. The strikers, who had no grievance of their own, called the strike off by the advice of the ex-shop steward, who said that he did not expect the return of the workers to go idle on his account and that he expected the union to get him another job.

Labor Flurry in Shipyard's H. B. Starts.

A strike of the marine pipe fitters' starts in the shipyards yesterday against the members of the New York and New Jersey Metal Trades Association for an advance in wages. It is the first shipyard strike for more than a year. It was followed by a strike of the ship joiners, who also demand a higher wage scale. The demands were refused. The employers began yesterday to fill the places of the strikers and by night reported that nearly all the places had been filled.

When prospective customers "look you up" personally, have an office that will make the right sort of impression.

I furnish such offices at fair cost.

CHARLES E. MATTHEWS, OFFICE FURNITURE, 275 Canal St., 1 Door East of B'way. Telephone, 1299 Spring.

M'CARREN TO DEFEND SUIT.

She Says the Senator and She Agreed to Live as Husband and Wife and That She Has a Son by Him—Counsel Says He Will Have Court's Order Vacated.

Supreme Court Justice White at Special Term in Brooklyn yesterday was asked to sign an order directing that the suit of Mrs. Mary H. Dixon against Senator Patrick Henry McCarren be sent to a Sheriff's jury to assess damages. Accompanying the application was a copy of the summons and complaint with an affidavit setting forth that they had been served on the defendant but that no answer had been interposed.

MRS. DIXON'S CASE ORDERED TO JURY TO ASSESS DAMAGES.

She Says the Senator and She Agreed to Live as Husband and Wife and That She Has a Son by Him—Counsel Says He Will Have Court's Order Vacated.

Justice White at first announced that he would have to delay action on the case until this morning, but late in the afternoon, after examining the papers, he issued this: "It is ordered that the damages to which the plaintiff is entitled be ascertained by a jury and a writ of inhibition be issued for that purpose to the Sheriff of Kings county and that a final judgment be entered by the clerk for the damages ascertained by said jury without further application to the Court."

It is expected that some action on behalf of Senator McCarren will be taken to-day to have the default opened and thus block the inquiry by the Sheriff's jury.

The damages which Mrs. Dixon claims as compensation for the alleged injury to her health sustained through her relations with the Senator are fixed at \$200,000. Mrs. Dixon is a widow for the last six years, she says, and according to the complaint made the acquaintance of Senator McCarren in October, 1907, soon after her arrival from Canada. In a few months they made, she says, a mutual marriage agreement, but in January, 1908, she agreed at his request to become his common law wife, such a marriage, according to his alleged assurance, being valid.

Subsequently, she says, they lived together at various hotels in Albany, Manhattan and Brooklyn, at each of which she passed as his wife, and to her on April 26, 1901, a son was born at the Clarendon Hotel in Brooklyn, and afterward christened Patrick Henry McCarren, Jr. She alleges further that in February last she asked Senator McCarren to furnish a home for a home for her and her child, but that he failed to do so. She is advised by counsel, she says, that the relation of common law husband and wife is no longer recognized by the laws of the State, and that the defendant knew this at the time he persuaded her to live with him.

Senator McCarren when informed of the court proceedings said: "I am too much engaged with politics to-day to give any attention to this affair. Any statement that it may be wise to make can be obtained from my attorneys, Morris and Whitehouse."

Whitehouse said to this: "If Mrs. Dixon has submitted an order asking judgment by default I will move on behalf of Senator McCarren to have the order vacated. When I have seen the complaint in full I will be in a position to determine what further action I will take. Senator McCarren will enter a defence and fight the case to the end."

Mrs. Dixon is living in a large Colonial cottage at 82 Lenox road, Flatbush.

PROBING INTO LUMBER TRUST.

U. S. District Attorney at San Francisco Wants to Know Why Prices Jumped.

SAN FRANCISCO, Aug. 1.—The lumber trust is a part of the big corporations which will be investigated by the United States District Attorney Robert T. M. Devlin in making a study of the lumber situation, and if he finds that charges are borne out by facts there will be prosecution of the men responsible for raising the prices of lumber and thus increasing the cost of rebuilding San Francisco. Following are a few questions which the lumber trust will have to answer: "Why is the price of lumber required to pay \$1 more than the list price while members of the association get wholesale rates?" "Why do the certain favored contractors charged \$7 per 1,000 less for lumber than their less fortunate rivals?" "Assistant United States Attorney Black says that the price of lumber is not sufficient evidence to justify indictment."

THE NEW BOY AND THE JEWELS.

Jeweller's Clerk Vanishes With the Goods Upon His First Errand.

No trace of John O'Neill, who disappeared on Tuesday with \$6,000 worth of jewelry from the establishment of R. V. Hurd, 128 West Twenty-third street, had been found up to a late hour last night. The police say they think O'Neill will be captured in the very near future.

O'Neill was put to work in Hurd's place on the morning of the day he vanished. He was recommended by his father, who for twenty years has been a special policeman on West Twenty-third street. Hurd wanted the boy to furnish a bond but took him on faith for one day. Five hours after he had begun work O'Neill was sent with a package of jewelry to the place of Hurd's brother in Malden lane. He didn't deliver the jewelry and hasn't been seen since.

The jewelry had been sent to Hurd for repair and was to be returned to the owner. While Hurd estimates the total value of the stuff at about \$6,000, he says that the owners will very likely make him make good for a good deal more than that.

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Saks & Company Specialists in Apparel for Men, Women and Children.

The Second Series of Important Week-End Specials for Men

Mid-Summer dress requisites of that character which the exacting man demands—all of them from our regular stock, and most of them from a third to one-half under the standard prices for Thursday, Friday and the half day Saturday.

35c to 50c Half Hose, 25c

Black mercerized lisle thread with all the characteristics of silk and fancy lisle thread, in grays, blues, tans and greens, striped or with individual designs embroidered in colors—such is the imported half hose which we know to be worth thirty-five and fifty cents, offered at twenty-five.

\$1.00 Soft Collar and Tie, 50c

The new soft collar of white mercerized cheviot with a detachable silk bat-wing tie that buttons to the inner band of the collar; sizes 14 to 16 1/2.

50c Silk and Washable Scarfs, 25c

French seam four-in-Hands of silks in a variety of colors and of washable fabrics, such as mercerized madras and linens in white with silk-embroidered stripes and individual figures in colors.

White Plaited Shirts, \$1.00

You may go down the highway and up, with your dollar, and you will keep it, if you wait until you find a better shirt than this. The bosom, with three or six plaits, is of linen; so are the attached cuffs. The body is of fine muslin. Both tailoring and the minor details of finish are a good deal better than you expect to find in a shirt at a dollar.

Bathing and Swimming Suits

Hugging the form closely, yet without penalty to comfort or freedom, the sweater knit swimming suit has more to commend it than passing fancy. It is insurance against the after effects that a long stay in the surf may impose \$5.00

Those of heavy worsted \$2.50 and \$3.95, and with white silk stripes \$5.00 and \$6.75.

Bathing Suits of very fine worsteds in blue or gray \$3.25

SPECIAL—Bathing and Swimming Suits of heavy cotton in navy, edged with white or red \$8.50

Broadway, 33d to 34th Street

J. S. FERGUSON DIES ON TRAIN.

Turfan and Expert Driver of Trotters Who Could Also Shoe a Horse.