

what he had learned to Lawyer Nicoll. This Peabody says he did. The main tenor of Peabody's statement was that he was willing to state fully that it was quite true that McLaughlin had been trying to find out the true facts for Howard Gould and that Peabody was piqued that McLaughlin didn't come forward and clear up the matter himself without having it all put up to Peabody. Commissioner Hanson did not ask Peabody a single question as to whether or not any money was paid to him or anybody else for the trouble they went to. Deputy Hanson says that is a matter for the District Attorney's office to look up. All Hanson is doing is to try and find out if any department rules have been violated and to just what extent they have been violated.

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LIFE IN RAPID TRANSIT BOARD THE NEW COMMISSIONER, HURLEY, STIRS THINGS UP And After the Meeting Calls His Fellow Members "A Set of Old Fogies" for Not Authorizing the Route to Coney Island—Calls Down the Mayor.

William M. Hurley, the new Rapid Transit Commissioner, attended his first meeting of the board yesterday without first being coached as to how he should conduct himself so as to conform to the sedate and circumspect rules which have always been observed by the members. Mr. Hurley not only had the temerity to talk but he broke all the traditions of the board by talking loudly and vigorously, and at the close of the meeting added to the offense by disrespectfully calling the members "a lot of old fogies."

Gen. Bingham wrote a letter to Nicoll asking him to come to Headquarters. Nicoll telephoned Peabody and because Mr. Peabody excused from his duty on Mulberry Street. He said he wanted to escape the reporters and added that such a conspicuous place as Headquarters didn't appear to him very strongly. He said that he would like to be outside, but the Third Deputy assured him that Mulberry Street was the only place for a conference and he made it plain that if Mr. Peabody did not come, he would willingly, why, a policeman would visit him with a subpoena. Mr. Nicoll promised to go straight to Mr. Hanson's office, and Mr. Hanson said that he was not aiming to pry into the personal affairs of the Goulds and that he had not summoned Peabody to Headquarters because he believed McLaughlin honestly believed that there had been a commission of crime, that when he ordered Big Hawley brought to the office he was under the impression that confidence man could establish the fact of Mrs. Gould's alleged previous marriage.

He was indignant because the board refused to authorize the immediate building of the Fourth avenue subway in Brooklyn, connecting Manhattan Bridge with Coney Island. The board referred the matter to the committee on contracts and plans. "Now, what do you think of that kind of a dillydallying game?" Mr. Hurley said after the adjournment, loud enough for all his colleagues to hear. "These men are a lot of old fogies who ought to be tarred and feathered, and say, did you see Mayor beating it out when I got up to urge the building of the Fourth avenue subway? That got on my nerves at once and I didn't try to hold in how I felt at that moment."

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HAYWOOD JURYPHANT ON AGAIN ANOTHER PANEL OF 60 TALESMEN BEGIN MAKING EXCUSES.

One Man, Expecting Sickness in His Family, Gets Off—Another Who Has a Compensatory Cat and Carp Ranch Wants to Stay Home and Tend to the Skinning.

Boise, Idaho, May 23.—Every one of the sixty good and lawful persons summoned as members of the second open panel in the Haywood murder case showed up when Judge Wood ascended the bench after the day and a half recess taken to give Sheriff Shad Hodgkin time to round up the sixty.

Bill Goodwin was a trifle late owing to his pet setter throwing a fit about the time Bill was starting for court. An attachment was issued for him, but Bill appeared in time to save himself trouble. When the judge made his usual announcement that he would hear for what a talesman thought was a legal excuse for his not serving as a juror, about a third of the sixty swarmed up in front of the bench.

The first man who got off said he was expecting sickness in his family. It appeared that he was a married man. The next man to the plate desired to be let go because he was inspector of fire practice of the State militia. It didn't go. He was succeeded by an ancient who alleged that his health had been so feeble for years that he was accustomed to lie down part of every day. "It's probable that you'll have time for that in the course of this trial," was the comment of the Court in turning him down.

"One of my partners in the East and the other is Mayor Payne," said L. H. Cox, "besides, you know all about it as well as I do," but the Court couldn't see it. J. Harrell was one of the original bunch who started in to register kicks, but he got so discouraged that he gave it up before his turn came. "I'll quit, your Honor," he remarked from outside the rail when the clerk told him his name.

The first man called was Lee Egbert, a farmer. His appearance created an opportunity for counsel on both sides to deliver lectures to the talesmen outside the rail under the guise of questions to Egbert. Egbert had an opinion which, it appeared, was formed exclusively on newspaper statements, yet it was an unqualified opinion. "Do you mean to tell me that you are in the habit of forming fixed opinions in such grave matters merely on newspaper accounts," demanded Attorney Darrow, for once Darrow, for the defence, at once objected, saying that it was inadmissible that counsel should thus terrify talesmen so that they would not dare to say exactly what was in their minds. There was a sharp passage between the lawyers which the Court with difficulty suppressed.

When counsel asked the age of Farmer B. F. Rue he answered: "You don't look 68," said Senator Borah. "Object to counsel for the other side complimenting the juror," said Lawyer Darrow. "That's all right," said Senator Borah. "I don't know what you are talking about," said Senator Borah. "I don't know what you are talking about," said Senator Borah. "I don't know what you are talking about," said Senator Borah.

HARBURGER LECTURES POLICE For Neglecting Case of Woman Who Was Beaten and Robbed by Stepmother.

Mrs. Mary Lustig, the wife of Abraham Lustig, who lives at 14 Montgomery street, is in Gouverneur Hospital at the point of death from a beating she received in her room on Wednesday evening. So critical was her condition yesterday that the hospital authorities notified Coroner Harburger to take her ante-mortem statement. The woman told the Coroner that she had been beaten by her two stepsons, Frank and Nathan Lustig, that they bound her to the bed with a rope and then she was thrown out of the room and left to die. Several of her ribs are broken, her mouth is badly hurt and she is suffering from severe internal injuries.

EDDY CASE ARGUMENT BEGUN. Plein of Trustees to Be Substituted for Original Plaintiffs Before the Court.

CONCORD, N. H., May 23.—This has been the opening day of the first court hearing in connection with the suit of Eddy vs. Frye. Gen. Frank S. Streeter consumed all the session with an opening argument in support of the contention of the trustees that they should take the place of the original plaintiffs. Prior to to-day's hearing a motion had been filed by counsel for the "next friends" that the question of Mrs. Eddy's competency as well as of the alleged misappropriation of her property be not considered in connection with the present hearing. The Court ruled in favor of the plaintiffs on this point.

KEEPING THE FISH UP LATE AQUARIUM LIGHTED AT NIGHT AND AN ORCHESTRA PLAYED.

The Unusual Disposition Stirred Up One Loggerhead to Splash the Musicians Who Invaded His Tank—All a Part of a Linnæus Celebration by Scientists. If there aren't a lot of headaches down at the Aquarium this morning it will be because dissipation doesn't work that way on fish and turtles and such things. Even if the exhibits do have hangovers from last night's blowout it's up to them to wiggle their tails and look pleasant if they ever expect to have another. They needn't think that Director Townsend will go ahead, as he plans now, and apply to the Board of Estimate for an appropriation to keep the Aquarium open at night if they are going to wilt after one select reception.

KNOW'S PRESIDENTIAL ROOM. President Tells Visitors That Knox's Nomination Would Be Acceptable to Him.

WASHINGTON, May 23.—The Knox Presidential boom was discussed at the White House to-day, according to Representative Barchfeld, former State Senator Flinn and State Senator Weller of Pennsylvania, who spent some time in conference with President Roosevelt. The men named, all of them politically powerful in their State, expressed the opinion that the President is decidedly friendly toward the candidacy of Senator Knox. Mr. Flinn, who has been a Republican leader in Western Pennsylvania for many years, said President Roosevelt to-day for the first time. Messrs. Flinn, Barchfeld and Weller called on the President, they said, to discuss the merits of their respective candidates. Mr. Roosevelt turned to the candidacy of Senator Knox. President Roosevelt told his visitors, they reported, that while Mr. Knox was in the past one of the Administration's most valued men, he referred to Mr. Knox's ability as a lawyer, reviewed the great work he had done as Attorney-General, and then he turned to the nomination of Senator Knox by the Republican party would be acceptable to himself.

WANT ROOSEVELT TO RUN AGAIN. Republican Chairman of Many States Say People Demand Him.

DES MOINES, Ia., May 23.—The Capital this evening publishes the first installment of letters, in a symposium on the Republican Presidential nomination, the letters being signed by Republican State chairmen. Of fourteen letters published eleven give the unqualified opinion that their States favor and most of them demand President Roosevelt's renomination. The South is unanimous for him. The East shows a much milder degree of enthusiasm.

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National Surety Company HAS removed to its new General Offices at 115 Broadway, where it will occupy the entire tenth floor of the North Trinity Building. These new offices are the largest and most commodious occupied by any surety company in the world, and will enable us to offer increased facilities for superior service to our patrons. National Surety Company 115 BROADWAY New York City Phone—7870 Cortlandt

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CLUETT SHIRTS

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