

FEDERAL RECEIVERS STICK

U. S. SUPREME COURT ON N. Y. CITY RAILWAY RECEIVERSHIP.

Unanimous decision that the Assent of the Federal courts was not the "Call of duty" - State Receivers Will Have Some Time to Wait Before Earning Anything.

WASHINGTON, Jan. 13.-The validity of the Federal receivership of the Metropolitan Street Railway of New York was affirmed today by the Supreme Court.

The case arose over two original applications filed respectively by Joseph Konrad and by Daniel Gallagher and Francis S. Rosenberg for writs of mandamus compelling Judge Lacombe to vacate his orders appointing Adrian H. Joline and Douglas Robinson receivers of the Metropolitan and New York City Street Railway companies.

They also made charges of collusion between the Pennsylvania Steel Company and the Degnon Construction Company, on whose application the receivers were appointed, and the officials of the two companies, and alleged that the object of the Federal receivership was to deprive the State courts of jurisdiction to adjudicate just claims, and for stock jobbing purposes, and to prevent the Attorney-General of New York from instituting proceedings against the officers of the companies for wrongful acts which had depleted their treasuries and wasted their funds, and to prevent the Public Service Commission from compelling the companies to grant additional facilities to the public.

The unanimous opinion of the court, delivered today by Justice Peckham, after reviewing the several steps in the proceedings and the claims of the petitioners, says that the basis of their contention rested on the assertion that the Federal court was without jurisdiction, that notwithstanding the fact that the State of citizenship there was no controversy of dispute between the parties to the suit as contemplated by the statute, for the reason that the Federal court had jurisdiction.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

CLARK'S CRUISE OF THE "ARABIC"

THE ORION

February 9 to April 17, 1908. Seventy days, costing only \$400.00 and up, including shore excursions. SPECIAL FEATURES: Madeira, Cadix, Seville, Algiers, Malaga, 19 Days in Egypt and Holy Land, Constantinople, Athens, Rome, the Riviera, and TOURS ROUND THE WORLD.

40 TOURS TO EUROPE

most comprehensive and attractive ever inost comprehensive and attractive ever

F. C. CLARK, Times Bldg., New York.

NAVY DROPPING SCHOOLSHIPS

ORDER TAKES AWAY OFFICIAL STATUS OF COMMANDERS

And Saves the Government at Least \$1,300 a Year—Commander Hanus of the St. Mary's Declines to Take the Newport Abroad as a Merchant Captain.

The Board of Education committee in charge of the schoolship Newport, which has succeeded the old ship St. Mary's, the latter being now used only as a barracks, is much disturbed over the order just issued by the Navy Department detaching Commander G. C. Hanus, U. S. N., retired, from the command of the St. Mary's and the Newport. If the Navy Department does not rescind its order it seems probable that it will be impossible to obtain the services of any naval officer, active or retired, to command the schoolship. This result would, in the committee's opinion, be disastrous.

The Newport is one of three schoolships that have been commanded by naval officers, all three of whom have been detached. The other two are the Enterprise, stationed in Boston, Commander Low, and the Saratoga, stationed in Philadelphia, Commander Atwater. The State of Massachusetts pays the expense of running the Enterprise, the State of Pennsylvania and the city of Philadelphia pay for the Saratoga, while the expenses of the Newport are borne by the city of New York.

The members of the Board of Education committee believe that the new order was issued solely as the result of some one's desire to save a little money. They attribute it to the anxiety of some naval bureau official to make a record for economy. The entire saving achieved by the order is estimated to be only \$1,300 a year.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

James McCreery & Co. HABERDASHY DEPTS. In Both Stores. Custom Shirts made to measure.

Exhibition of new Spring Shirts, including Scotch Madras, in plain or Jacquard weaves, Russian Cord Madras, embroidered Batiste, Jacquard Batiste, Flannel, English Silk and Wool, and French or English Fabrics. Woven expressly for James McCreery & Co.

33rd Street 34th Street

ARE YOU A JUDGE

of woolens. If so, come and examine the Remnants on sale. You will find the materials worth three times the price. Suits to order, \$18.00. Fancy Vest, \$5.00. Trousers, \$5.00. Overcoat, satin lined, \$25.00. The style, tailoring and value must meet with your approval or they remain here.

ARNHEIM

Broadway @ Ninth St.

ROBERT MACLAY & CO. FAIL

FIRM DID MUCH OF THE THOMAS' BROKERAGE BUSINESS

Has Unmarketable Securities of the Western Ice Company and Its Assets. Liabilities Put at \$1,500,000—A Firm of Young College Men.

The Stock Exchange firm of Robert MacLay & Co. failed yesterday with liabilities estimated by Stickey, MacLay & McBurney, the firm's attorneys, at \$1,500,000. The board member of the firm was Harold H. Weaker, well known as a Columbia football player a few years ago. The senior partner was Robert MacLay, a son of the late Robert MacLay, who was president of the Knickerbocker Trust Company more than ten years ago.

The firm acted as fiscal agents for the Western Ice Company, which was organized in 1904 as a successor to the firm of Thomas & Post under the firm name of Thomas, MacLay & Co. On the retirement of Herbert F. Thomas, son of Orlando F. Thomas, Herbert F. Thomas retired, but since his retirement, as before, the firm had done the greater part of the brokerage and banking business of E. R. and O. F. Thomas. Among the assets are unmarketable bonds and stocks of the Western Ice Company, one of the most noted Thomas holdings of recent years.

First Deputy Police Commissioner Baker had a pleasant talk with them. He told them that he would expect them to discharge their duties in the most efficient manner and that he would visit their precincts from time to time to see how they were doing their work.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

It was not necessary that the defendant should dispute the claim; it was sufficient that he did not satisfy it. It might be that he could not truthfully claim to be a citizen of any State, but that would not matter if he was a citizen of another State which made a controversy with the State of New York.

Browning, King & Co. CLOTHING, FURNISHINGS, AND HATS

AN IMPORTANT ANNOUNCEMENT

OUR ANNUAL END-OF-THE-SEASON SALE OF ODDS AND ENDS OF FALL AND WINTER SUITS AND OVERCOATS WILL BEGIN TOMORROW.

SOME OF THESE REPRESENT OUR BEST PRODUCTIONS FOR THIS SEASON.

THE PRICES WILL BE SO LOW THAT WHETHER YOU NEED A SUIT OR NOT YOU OUGHT TO SEE THESE, AND IF YOU DO WE ARE VERY SURE YOU WILL WANT ONE.

FOR PARTICULARS AS TO PRICES

SEE TO-MORROW'S MORNING PAPERS

Broadway at 32d Street Fulton Street at Delah Avenue, Brooklyn

SALES BY AUCTION

Fifth Avenue Auction Rooms, Inc. 515-521 Fourth Avenue, S. E. Cor. 25th St. Henry A. Hartman, Auctioneer.

THE PROVIDENT LOAN SOCIETY OF NEW YORK. Embracing dates of Dec. 1, 1907, to Sept. 30, 1908.

FOURTH AVENUE OFFICE. Unredeemed pledges running from No. 4325 to No. 4724, both inclusive, and all pledges left over from former sales.

WEST 42D STREET OFFICE. From No. 100,000 to No. 100,000 and 1 to 424, both inclusive, and all pledges left over from former sales.

WEST 42D STREET OFFICE. From No. 100,000 to No. 100,000 and 1 to 424, both inclusive, and all pledges left over from former sales.

WEST 42D STREET OFFICE. From No. 100,000 to No. 100,000 and 1 to 424, both inclusive, and all pledges left over from former sales.

WEST 42D STREET OFFICE. From No. 100,000 to No. 100,000 and 1 to 424, both inclusive, and all pledges left over from former sales.

WEST 42D STREET OFFICE. From No. 100,000 to No. 100,000 and 1 to 424, both inclusive, and all pledges left over from former sales.

WEST 42D STREET OFFICE. From No. 100,000 to No. 100,000 and 1 to 424, both inclusive, and all pledges left over from former sales.

WEST 42D STREET OFFICE. From No. 100,000 to No. 100,000 and 1 to 424, both inclusive, and all pledges left over from former sales.

WEST 42D STREET OFFICE. From No. 100,000 to No. 100,000 and 1 to 424, both inclusive, and all pledges left over from former sales.

WEST 42D STREET OFFICE. From No. 100,000 to No. 100,000 and 1 to 424, both inclusive, and all pledges left over from former sales.

WEST 42D STREET OFFICE. From No. 100,000 to No. 100,000 and 1 to 424, both inclusive, and all pledges left over from former sales.

WEST 42D STREET OFFICE. From No. 100,000 to No. 100,000 and 1 to 424, both inclusive, and all pledges left over from former sales.

WEST 42D STREET OFFICE. From No. 100,000 to No. 100,000 and 1 to 424, both inclusive, and all pledges left over from former sales.

WEST 42D STREET OFFICE. From No. 100,000 to No. 100,000 and 1 to 424, both inclusive, and all pledges left over from former sales.

WEST 42D STREET OFFICE. From No. 100,000 to No. 100,000 and 1 to 424, both inclusive, and all pledges left over from former sales.

WEST 42D STREET OFFICE. From No. 100,000 to No. 100,000 and 1 to 424, both inclusive, and all pledges left over from former sales.

WEST 42D STREET OFFICE. From No. 100,000 to No. 100,000 and 1 to 424, both inclusive, and all pledges left over from former sales.

WEST 42D STREET OFFICE. From No. 100,000 to No. 100,000 and 1 to 424, both inclusive, and all pledges left over from former sales.

WEST 42D STREET OFFICE. From No. 100,000 to No. 100,000 and 1 to 424, both inclusive, and all pledges left over from former sales.

WEST 42D STREET OFFICE. From No. 100,000 to No. 100,000 and 1 to 424, both inclusive, and all pledges left over from former sales.

WEST 42D STREET OFFICE. From No. 100,000 to No. 100,000 and 1 to 424, both inclusive, and all pledges left over from former sales.

WEST 42D STREET OFFICE. From No. 100,000 to No. 100,000 and 1 to 424, both inclusive, and all pledges left over from former sales.

WEST 42D STREET OFFICE. From No. 100,000 to No. 100,000 and 1 to 424, both inclusive, and all pledges left over from former sales.



Now for a blanket bath robe smile!

79 robes worth \$10.50. 121 robes worth \$8.50. \$6.35. 330 robes worth \$4.50. \$2.85.

ROGERS, PEET & COMPANY.

Three Broadway Stores.

258 842 1249 at Warren st. 13th st. 32nd st.

AMUSEMENTS

Hippodrome

Entire Hippodrome Avenue, 4th & 4th St. Daily Mat. 2:15. Ev. 8:15. Hippodrome's TOP-NOTCH TRIUMPH CENTURY'S GREATEST SPECTACLE.

BATTLE OF PORT ARTHUR. War in all its heroic splendor realistically represented in 500 magnificent costumes.

CASINO FANBASHI. The New Musical Production. 4th & 4th St. Ev. 8:15.

DALY'S. The House of a Hero. 4th & 4th St. Ev. 8:15.

LYRIC. The House of a Hero. 4th & 4th St. Ev. 8:15.

HACKETT. The House of a Hero. 4th & 4th St. Ev. 8:15.

MAJESTIC. The House of a Hero. 4th & 4th St. Ev. 8:15.

LEWIS. The House of a Hero. 4th & 4th St. Ev. 8:15.

METROPOLITAN. The House of a Hero. 4th & 4th St. Ev. 8:15.

SYMPHONY CONCERTS. For Young People. Director Frank Damrosch.

3rd Concert, Sat., Jan. 18, at 2:30. Italian, Spanish, Folk Songs.

MANHATTAN OPERA HOUSE. The House of a Hero. 4th & 4th St. Ev. 8:15.

THE ROSE OF THE RANCHO. The House of a Hero. 4th & 4th St. Ev. 8:15.

CARNEGIE HALL. The House of a Hero. 4th & 4th St. Ev. 8:15.

THE ROSE OF THE RANCHO. The House of a Hero. 4th & 4th St. Ev. 8:15.

WALDORF-ASTORIA. The House of a Hero. 4th & 4th St. Ev. 8:15.

WATER COLORS. The House of a Hero. 4th & 4th St. Ev. 8:15.

ITALY AND AMERICA. The House of a Hero. 4th & 4th St. Ev. 8:15.

FLONZALEY. The House of a Hero. 4th & 4th St. Ev. 8:15.

HAMMERSTEIN'S. The House of a Hero. 4th & 4th St. Ev. 8:15.

MADISON SQUARE. The House of a Hero. 4th & 4th St. Ev. 8:15.

BIJOU. The House of a Hero. 4th & 4th St. Ev. 8:15.

GERMAN. The House of a Hero. 4th & 4th St. Ev. 8:15.

ICE SKATING. The House of a Hero. 4th & 4th St. Ev. 8:15.