

THE THAW HEARING ON MAY 11

SUBJECT TO CHANGE IF JEROME CANNOT APPEAR.

Justice Morschauser Orders That Thaw's Side of the Case Be Heard in Poughkeepsie and the People's Side in This County—Thaw in the Sheriff's Custody.

POUGHKEEPSIE, May 4.—Justice Morschauser of the Supreme Court of Dutchess county, sitting here to-day in the hearing room on the writ of habeas corpus granted on the writ of habeas corpus brought by the attorneys of Irving Harry K. Thaw from the Matteawan State Asylum for the Criminal Insane, decided that Thaw's side of the case should be entered in Poughkeepsie and that the District Attorney of New York county should have the privilege of bringing out the people's case in a court of New York county. Pending the completion of the case, so Justice Morschauser orders. Thaw shall not be taken back to the asylum, but shall be turned over to the custody of the undersheriff of Dutchess. He then postponed the hearing to next Monday.

The decision of the Justice came in the nature of a compromise and after John E. Mack, District Attorney of Dutchess county, backed by Assistant District Attorney Francis P. Garvan from Mr. Jerome's office, had entered a strong plea that Dutchess county could never stand the expense of hiring experts, paying commissions to go to the four corners of the earth and settling the railroad fares and the court bills of witnesses for the State, Justice Morschauser, while denying Mack's motion to remove the entire hearing of the suit to free Thaw to New York county, promptly shut down on James G. Graham, Thaw's new counsel in the habeas corpus proceedings, when he protested against splitting the proceedings in the case between two jurisdictions.

Thaw's delight at the turn affairs took in this morning's initial hearing in his fight for freedom from the asylum was manifest. The imprisonment which he will suffer under the guardianship of Under Sheriff John M. Townsend here in the county jail will be of such a technical nature that even the leniency believed to have been shown him at Matteawan, until a recent protest was said to have been registered by District Attorney Jerome, will suffer by comparison.

Thaw came up from Matteawan this morning under the guardianship of Dr. Amos T. Baker, assistant superintendent of the asylum; John T. Burns and Edward Conroy, two attendants, and Daniel Moore, A. Russell Peck's staff. The party drove to Fishkill Landing and arrived at Poughkeepsie at 10:30. The prisoner appeared to be in better health than at any time since he first went on trial for his life. His color was good and he was manifestly stouter by several pounds than when he was sent to Matteawan.

A. Russell Peck and Mr. Graham of Newburgh, who has entered as one of the counsel in Thaw's affairs for the first time in the present suit, seemed to be all prepared to begin the hearing before Justice Morschauser in the county assembly room at Poughkeepsie, which was used for the opening of the hearing, was about half filled with witnesses for Thaw, ready to go on the stand. Among them were the doctors who had appeared as experts in the two trials of Harry Thaw for murder, Smith Ely Jelliffe, Charles E. Lane, Britton D. Evans, Charles Pilgrim, superintendent of the Hudson River Hospital, and Dr. J. M. Hammond of New York. Roger O'Mara, the Pittsburgh detective who figured prominently in the original trials as one kind of a collector of evidence, was on hand, as well as the Rev. W. A. Evers, Catholic chaplain of the Tombs Prison, Dr. John Wade, the Episcopal chaplain of the same place, and Rabbi A. Chapin, who served in the room of the coroner's inquest while Thaw was locked up there. Warden Billy Finn, his deputy, John Hanley, and half a dozen keepers, all from the Tombs, had ranged themselves about the back of the room and were ready to take the stand for their one time prisoner.

When after some delay the Justice opened the hearing District Attorney Mack rose to make his motion for a change of venue to New York county. "A hearing of the kind that this is to be will last not only weeks but perhaps months," said Mr. Mack. The cost of expert testimony given and of the witnesses and the numberless incidentals of such a case, would be nothing less than \$30,000. Dutchess county is in no position to suffer such an expense. If this case is heard in Dutchess county, all writs issued in behalf of inmates of the Matteawan Asylum will work a great hardship not only upon Dutchess county but upon the District Attorney of this county.

After Mr. Mack had finished making his plea Mr. Garvan rose to strengthen the plea of bankruptcy that the county official had been ordered to set a time for the hearing. He said that before the People had completed their case commissions might have to be sent to London, Paris, Monte Carlo, Rome and Pittsburgh.

"This man has been three months illegally restrained," said Attorney Graham, "and in the efforts he is making to gain justice he does not want his witnesses to come under the intimidation of the New York District Attorney's office, as they were during the trials he stood for his life." Mr. Graham's protest went unheeded, and the Justice proceeded to set a time for the further hearing of the case which would permit of Mr. Jerome being present at Poughkeepsie during the examination of Thaw's witnesses for the day after the resumption of the case on Monday, May 11, subject to change if Mr. Jerome's absence should prevent his appearance then.

Mr. Graham then made a fight against Thaw being sent back to Matteawan during the pendency of his case. He declared that the prisoner must be in free and convenient communication with his counsel. Since neither Mr. Garvan nor Mr. Mack seemed to oppose the contention of Thaw's counsel, the Justice ordered that he be turned over to the keeping of the undersheriff and lodged in the county jail. He later announced that he intended the Sheriff's quarters on being reminded that the insane cannot be lodged in a jail longer than five days.

Then the undersheriff took Thaw up to his new quarters, the rooms that William A. McCabe, deputy to Sheriff Bob Chanler, has fitted up for himself in the new jail. Since Sheriff Chanler is at present in Paris and Deputy Sheriff McCabe yesterday attended the Olympic games in Europe, Thaw will have free run of the suite of two rooms and a bath that look out on Main street from the corner of the jail. The sporting sheriff and his sporting deputy have fitted up these rooms with a punching bag, truthful lithographs of various well known citizens of the sporting world and all the accessories of a well regulated home.

Bank Receiver Gets Leave to Sue Heineze. Thomas E. Wieg, on behalf of Receiver Hanna of the National Bank of North America, got leave from Judge Hough in the United States District Court to sue Arthur P. Heineze & Co. on a note of \$150,000 held by the bank.

TO DOLE OUT QUEENS JOBS.

Party Committee Named to Select Appointees of New Borough President. The Democratic central committee of Queens last night appointed a committee—one man from each ward—which will have for its main purpose the rearrangement of the political offices in the borough which will come within the gift of President Grosser. An effort will be made to satisfy the several factions and bring about party harmony.

The committee met at Flushing, with Sheriff Henry in the chair. He was elected borough ago after former Borough President Bernell had resigned. The new steering committee consists of William Clifford of the First ward, Henry L. Walters of the Second, P. J. Mara of the Third, Arrow C. Hankins of the Fourth and John F. Cronin of the Fifth.

Their appointment followed the announcement made by President Grosser that he would be guided by the central committee in making the appointments. There is a host of receptive candidates in the field for the various offices which are to be filled. Among the names for the vacant positions are the names of the vacant commissionerships Edward Kelly, Harry Sulphin and Fredrick Boyler.

The central committee designated A. B. Vaughn as party leader in the First Assembly district in place of Benjamin J. Lyman. There was considerable surprise over the selection, as Benjamin Hicks was looked upon as the coming man in the district.

John M. Cragen yesterday entered upon the duties of private secretary to Borough President Grosser. Mr. Cragen is a lawyer and succeeds Herman Ring, who went back to his old job as chief clerk in the Highway Department.

SUIT OVER BAD ROSE PROPOSED

Against Loughman's Company and Its Bonding Company. Fire Commissioner Hayes is to ask the Corporation Counsel, according to Commissioner of Accounts Mitchell, to begin suit against the Windsor Fire Appliance Company, an American Surety Company, to recover all or part of the money paid by the city to the Windsor company for 25,500 feet of fire hose. M. F. Loughman, present Deputy Water Commissioner, was about all of the Windsor company, which was organized in 1904 and is now defunct. The grounds for believing the city has a case are that witnesses have testified in the course of the inquiry before Commissioner Mitchell that Sea Island duck did not enter into the makeup of the hose, as the specifications called for.

The American Surety Company bonded the Windsor company for only half the sum involved. The total amount is \$23,000. In order to find out whether the hose was ordered to be made of Sea Island duck or not, the Commissioner tried to get officials of the United and Globe Hose Company of Trenton to testify before him as to the specifications Windsor sent to them. The Windsor company denied that they had any business with the United and Globe. John C. Robinson of 31 Nassau street yesterday informed the Commissioner that his clients, the United and Globe, expected to have to appear in a civil suit in connection with the hose inquiry and would not appear before him.

The inquiry went over until Wednesday morning. A committee of the unions in the building trades has been appointed to go before Comptroller Metz to-morrow and ask that the Board of Estimate increase the appropriation for the Department of Charities to a figure which will enable the department to pay the prevailing rate of wages for work done on its buildings. This is a very low rate of wages. He was told that the appropriation was not sufficient to enable the department to do the work in any other way. The committee includes representatives of the unions of painters, carpenters, steamfitters and plumbers.

UNIONS AFTER METZ AGAIN.

Want Him to See That Charities Department Pays Union Wages. A committee of the unions in the building trades has been appointed to go before Comptroller Metz to-morrow and ask that the Board of Estimate increase the appropriation for the Department of Charities to a figure which will enable the department to pay the prevailing rate of wages for work done on its buildings. This is a very low rate of wages. He was told that the appropriation was not sufficient to enable the department to do the work in any other way. The committee includes representatives of the unions of painters, carpenters, steamfitters and plumbers.

MORE POLICE WITNESSES IN HEARST-McCLELLAN CASE.

Forty-nine more policemen were examined yesterday in the course of the day's proceedings in the Hearst-McClellan court suit. They all testified that as far as they were able to observe the ballot boxes when they turned them over to the Board of Elections, under an order of the Supreme Court, were substantially in the same condition as when they were sealed. The examination of policemen will probably last until the end of next week.

SWAN 6 BLOCKS WITH A BOY.

City Employee Saved Willie Higgins, Who Was Spilled From Raft. Willie Higgins, 6 years old, who attends Public School 77, helped some other boys build a raft at the foot of East Eighty-second street after school yesterday afternoon. When it was finished Willie took command. He got aboard, but before the crew could join him the tide carried the raft into the street and Willie got so scared that he tumbled into the water. William Ohlwidder, an employee of the Dock Department, saw it all and jumped without bothering to take his coat off. By the time he got to where Willie had been Willie was not in sight.

The boy bobbed up about fifty feet down stream, but the swimmer got too late again. The tide was in and the boy appeared Ohlwidder clutched him, but the lad was unconscious and a heavy weight. The tide swept them along, and when Ohlwidder finally landed the boy it was at the Seventy-sixth street dock, six blocks below the scene of the launching.

Policeman Tom Walsh helped get the pair out of the water. Willie was rolled off and taken to the Presbyterian Hospital, where it was said last night that he would be all right to-day. He lives at 44 East Eighty-first street. Ohlwidder was dog tired, but went back to work after a rest.

SCHOOLMISTRESS OUT OF JAIL.

Agrees to Pay \$700 for Whipping a Boy After Seven Months Imprisonment. CHAMPAIGN, Ill., May 4.—Sherman Case, the Tolono school principal who was sent to jail because he refused to pay a judgment for whipping a pupil, was released to-day. Case was sent to jail under the law which permits imprisonment for debt in quasi criminal cases.

The entire judgment was \$1,800 and Case refused to pay the judgment. For seven months he was in the county jail. To-day Case effected an agreement with Mr. and Mrs. W. F. Burke, parents of the boy who was whipped, by which he paid \$700.

Bankers' Executive Council Meets at Lake-wood. LAKEWOOD, N. J., May 4.—Ninety members of the executive council of the American Bankers Association met here to-day. They will be in session three days and will set a date for the annual convention of the association in the fall. Denver and Saratoga are bidders for the convention. The meeting was held in the East-Atlantic City. The banquet of the council will be held to-morrow night.

CITY TACKLES GERRY SOCIETY

TO FIND OUT HOW IT SPENDS THE CITY'S \$30,000 A YEAR.

The Society Doesn't Like Investigations, but Metz Thinks the New Law Will Open Up the Books—Supt. Jenkins, Who Has the Food Contract, May Think Differently. Acting under orders from Comptroller Metz Charles S. Hervey, supervisor statistician and examiner of accounts for the Comptroller's office, began yesterday an investigation into the way in which the Gerry society spends the \$30,000 a year it receives from the city.

Although it was said at the Comptroller's office that the investigation was no more than the ordinary routine of a bureau organized as the result of a law passed two years ago, it is understood that Comptroller Metz was moved to order the investigation just at this time because of reports that have come to him concerning the manner in which some of the society's business is conducted. How far the city's investigators will get in their work before running up against some formidable opposition on the part of the society there is some doubt.

The Gerry society has a record for resisting audit and all attempts to examine its books as well as its treatment of the children committed to its care and the conduct of the men it employs, who are responsible to no one save to the officers of the society. When the State Board of Charities tried to find out some years ago how the society was conducted Mr. Gerry fought the attempt, and won by a vote of 4 to 3 in the Court of Appeals. The court held at that time that Mr. Gerry's society wasn't either a correctional or a charitable institution, but a quasi-public institution to which the State Government had delegated certain of its powers, and hence it could not be investigated by any State inspector. The State Board of Charities was forced to keep its hand off.

Although the city has been giving for years large sums of money to the society, it too has run up against Mr. Gerry's pet theory that the institution which he has formed should and is entitled to be left alone. While Mr. Cole was Comptroller an attempt was made to find out how the city's money was being spent, but according to those who tried to make an investigation at that time the records that would have shown this they were not allowed to see, and there was no law at that time which could be invoked to help them.

Now Comptroller Metz thinks that he has found a way to get at Mr. Gerry's society because the law which he had passed two years ago gives the Comptroller the right to call for all books and accounts having anything to do with the money received from the city.

No opposition was made yesterday by E. J. Feltz, one of the Gerry society's men, when the Comptroller's men showed up at the building at Twenty-third street and Fourth avenue, but there is likely to be opposition if the Comptroller should inquire into the society's accounts in any way different from the view of it taken by Mr. Jenkins. One of the things Mr. Metz would like to know about is the contractor taking the society's rooms by the agents. These agents, while they are virtually policemen and have very broad powers under some of the special laws which Mr. Gerry has passed, are not subject to either the Police Commissioner or the District Attorney, but to Mr. Jenkins.

The contract made with Mr. Jenkins for the six months ago, when Mr. Jenkins fed 25 cents a meal for each child. In the last report it was shown that about \$19,000 was spent in a year for feeding, care and attendance, including the food for the children. Mr. Jenkins gets a salary of \$5,000 a year. One entire floor of the large seven story building at Twenty-third street and Fourth avenue, which is used for the society's apartments. In space and air it is said to rival any apartment in New York.

It is the custom of the Gerry society to send out yearly appeals to the public for help. The six complaints are similar, and the chief contention is that the proposed reduction in rates would prove confiscatory.

POLICE CHASE HOLY ROLLERS.

Religious Band Driven From Oklahoma Town During Bathing Ceremony. WAPATONG, Okla., May 4.—At daybreak this morning citizens of Bromide, Okla. were awakened by the arrival of a band of Holy Rollers, who had embarked from a westbound Rock Island train.

Beating drums and singing, they marched to Bromide Springs, where five buxom young women began the bathing ceremonies by dashing in public and wading into the pond. The police, who had been alerted by the noise, took to the streets and, in a matter of minutes, the society's members were being taken to the city jail.

Mayor Smith ordered City Marshal Thomas Irwin to call every able-bodied man to his aid if necessary and to take the society members to the city jail. It took ten deputy marshals three hours to clear the springs and vicinity of the bathers and six hours to drive them out of town.

BUSY PAPER TRUST WITNESSES.

Men in Contempt Making Diligent Efforts to Purge Themselves. At the hearing before the Federal Grand Jury which is investigating the affairs of the Fibre and Manilla Paper Manufacturers Association Dr. James E. Campbell and James A. Outtoner, the two witnesses under the ban of the court for contempt for their failure to produce certain papers which they had surrendered to John H. Parks, secretary of the association, were present yesterday to report progress in their efforts to recover the papers.

It was declared from an authoritative source that in their attempt to purge themselves of contempt the two witnesses had sent out writs of search and had been very diligent in their efforts to get the papers. An indefinite stay has been granted pending the legal proceedings they have instituted.

STOLEN \$63,000 RECOVERED.

Package Found in Express Co. Employee's Room in Mexico City. MEXICO CITY, May 4.—All of the \$63,000 in currency which was stolen a few days ago from a Wells Fargo Express car on the Mexican Central Railroad between this city and Torreon, while being transported to the Banco Minero of Chihuahua, has been recovered. The money package was found secreted in the room of Luis Cordero, one of the employees of the express company in this city.

Southern Iron Men Against Rate Cutting.

BIRMINGHAM, Ala., May 4.—Southern pig iron manufacturers held a meeting here to-day and arrived at the decision that there is no cause for slashing quotations. Resolutions were adopted calling upon the Northern iron producers to strengthen their market and representatives of the Southern furnace companies are on their way to New York to attend a conference on Thursday, when the matter formally will be presented.

GRAFT SCANDAL IN BALTIMORE.

Mayor Dismisses Men Charged With Selling City Paving Contracts.

BALTIMORE, May 4.—Mayor Mahool has removed from office J. Arthur Wyckham, Democrat, and James H. Marine, Republican, commissioners for opening streets, who were charged with demanding and receiving money for paving contracts. The hearing, which has been in progress nearly a week, ended to-day when the charges made by Contractor John C. Robertson that he paid \$1,500 to ex-Congressman Rusk, the go-between, was substantiated by two men who were concealed in a bookcase and who heard all the details of the deal.

The exposure followed an alleged demand for \$10,000 for a \$15,000 contract, the president of the Maryland Paving Company being the informant. Both commissioners still deny they are guilty, but the evidence against them was so strong that the Mayor decided to dismiss them.

It is now possible that the State's Attorney will proceed against the commissioners. Ex-Congressman Rusk, who acknowledged having passed the money and who was chairman of the Democratic city committee, sent his resignation to-night to Secretary Loden as a member of the Democratic organization. He is one of the best known politicians in Maryland and until he became mixed up in the paving scandals was held in high esteem. He has been at the head of the city committee for six years and was three times a member of Congress.

Marine, one of the commissioners, is a brother of the late Collector of Customs, William H. Marine, and a leading Republican politician. Wyckham is in the real estate business and a protégé of State Senator Linticum. This is the first time in many years that Baltimore has had a graft scandal.

DEVIL CHASER STILL IN JAIL.

Court Releases Others Charged With Child's Murder Under Bail.

EASTON, Pa., May 4.—Judge Scott this afternoon released Henry Smith and his wife and Mrs. Mamie Bachman from jail after they had furnished bail in the sum of \$3,000 each for their appearance before the Grand Jury on the second Monday in June as accessories to the murder of the Smith child, Irene Robert Bachman, who is charged with killing the child in a religious fight, is still in jail.

Long before the hour set for the hearing a large crowd gathered outside the courtroom in the hope of being admitted that they might get a glimpse of the prisoners. The proceedings were brief. Judge Scott said, upon calling the case, that it seemed to him an argument on the petition to have the prisoner released on a writ of habeas corpus would be a waste of time.

"From what I have read of this case in the newspapers," said Judge Scott, "drawing his remarks to District Attorney McKee, 'I am of the opinion that the Smiths and Mrs. Bachman had nothing to do with the actual killing of My Irene Smith.'"

As the Smiths walked from the jail down Northampton street to the city they were followed by a crowd of boys and girls, some of whom called out, "There go the devil chasers."

EXPRESS COS. ASK INJUNCTION.

Seek to Have Indiana Commission's Rates Declared Confiscatory.

INDIANAPOLIS, May 4.—In the effort to have the Railroad Commission of Indiana enjoined from enforcing a 12 per cent. reduction in express rates, as provided in a schedule of rates in a finding of the commission last March, a bill of complaint has been filed in the Federal court against the Railroad Commission by Thomas C. Platt, president of the United States Express Company; Johnathan Livingston, president of the National Express Company; Levi C. Weir, president of the Adams Express Company; the Wells Fargo & Co. Express, the Pacific Express Company, and James C. Fargo, president of the American Express Company. The six complaints are similar, and the chief contention is that the proposed reduction in rates would prove confiscatory.

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Hackett, Carhart & Co.

The designing of our Suits and Spring Overcoats for Men is the product of a master—one who can not be surpassed.

The tailoring is executed by a force of experts—the best trained men of their craft.

These two vital elements are incorporated in Hackett, Carhart & Co. Suits and Overcoats for Men and Young Men, insuring the perfection of every detail.

Suits, \$15 to \$40. Spring Overcoats, \$15 to \$45. 265 Broadway near Chambers St. 841 Broadway at 13th St.

A LAND-SLIDE

of fine Woollens have found place with us at phenomenally low prices. Customers are to have the full benefit. Suit to measure, \$20. Coat and trousers, \$17. All this season's materials. Could not be bought for double elsewhere.

ARNHEIM

Broadway @ Ninth St.

WINTYRE PARTNER QUESTIONED.

Hulshizer Says He Was Simply Working on a Commission. The hunt for more securities of the failed firm of T. A. McIntyre & Co. was resumed yesterday before United States Commissioner Gilchrist in the Federal Building.

Only one witness was examined, James E. Hulshizer, who is one of the two extra partners in the firm of seven and who was in the firm of McIntyre & Co. at the time of the failure. Mr. Hulshizer was still sick in bed and would probably not be able to leave the sanitarium for another week. Mr. Leon retired yesterday as Mr. McIntyre's counsel, Thomas S. Ormiston taking his place.

In answer to questions put by Mr. Ernst, counsel for Receiver Burlingham, Mr. Hulshizer said that he lived in Bernardsville, N. J., and that his wife owned the house and property. The place had been bought in 1904 for \$40,000 and he had paid for it. Since that time \$40,000 had been put into the place. He also testified that he had used his wife's account in bank, which had run from \$30,000 to \$10,000, but that his own account was only about \$200 to \$300 in four different banks in Jersey City, N. J. He also testified that he had been in the Commercial Trust Company of Jersey City at the time of the failure, but under his agreement the witness had no right at any time to draw on the firm's account.

He was also asked to state that the Jersey City office kept no book accounts and that all records were kept in the New York office. Hulshizer simply drawing a salary and commission on the business done by the Jersey City office.

Attorney Ernst got from the witness the fact that he had been under several agreements with McIntyre. On January 1, 1907, he was a special partner and on May 1 of the same year he became a general partner, with Edward T. White, George C. Ryan and T. A. McIntyre. This agreement lasted until May 1, 1907, when the Jersey City office was closed. The agreement was discharged and he entered under a new agreement with a salary which he says is nothing more than a working agreement, under which he was to be paid for instance brought in through the Jersey City office. He admitted that no notice had ever been given by him that the old partnership had been dissolved.

Under the special partnership agreement he had put up the first \$10,000, but this had been paid back in instalments which he had spent for living expenses and a trip to Europe and the maintenance of the Jersey City office.

As to his own resources Mr. Hulshizer said that he had three insurance policies worth altogether \$9,000 and stocks and securities of a problematical value.

Mr. Ernst discontinued his questions and the hearing was adjourned until 2 o'clock on Thursday afternoon. Mr. Hulshizer fled yesterday through his attorneys, Swan & Cromwell, in answer to the petition in bankruptcy filed against the firm by Lindsay Russell, as receiver for Arthur P. Heineze, and two other creditors. Mr. Hulshizer denies that he is a member or creditor of his or of a firm of T. A. McIntyre & Co., of which he is a member, or have probable claims against them; denies that he or said firm is indebted to the creditors William West in any sum or on any account whatsoever, and asks to have the petition dismissed as to him and the firm of which he was a member.

HARRIMAN BIDS FOR A FEEDER.

Wants Occidental Line to Connect With His Mexican Coast Line. MEXICO CITY, May 4.—According to a dispatch from Cuilaacan, a representative of E. H. Harriman is about to conclude negotiations for the purchase of the Occidental Railroad, which runs between the Pacific port of Altata and Cuilaacan. The road will connect with the new line which the Harriman interests are building down the Pacific slope of Mexico.

It is said that an offer for the road has been made to its Mexican owners and that it is now under consideration. It was reported several months ago that Mr. Harriman and associates had purchased this road. At that time the report met with denial.

May Corn Gets Up to 70-1-2.

CHICAGO, May 4.—Corn claimed the attention of speculators on the Board of Trade to-day, when the May price soared to 70½ cents on spirited buying by shorts. This is the highest figure at which corn has sold since John W. Galt's "Tin Plate crowd" attempted to corner the market in 1902, when the price was boosted to 88 cents.

May wheat sold on the opening at \$1.04½, forced a slump to \$1.01½, but quickly reacted to \$1.03½. The July delivery was conspicuously strong, selling up to 70½.

A PRESENTIMENT

OLIVES HAVE BEEN SOMEWHAT IN DEMAND THIS SPRING IN MEN'S AND BOYS' SUITS—AND WE HAVE THEM IN A GOOD ASSORTMENT—STILL THEY ARE HOT-LOOKING.

WE HAVE A PRESENTIMENT, HOWEVER, THAT SUBDUED SHADES OF GRAYS AND BLUES, IN THE FANCY STRIPES THAT ARE SO POPULAR—HOWEVER, SUIT YOUR TASTE. WE HAVE WHAT YOU WANT. SUITS \$15 TO \$40.

Browning, King & Company

Broadway at 32nd St. Copper Square at 5th St. Fulton Street, Brooklyn

ST. PAUL R. R. TO HAVE EXPRESS

And Telegraph Service of Its Own Through-out 10,000 Mile System. BUTTE, Mont., May 4.—The Chicago, Milwaukee and St. Paul Railway to-day organized and incorporated in Butte the Continental Telegraph Company and the Continental Express Company, the former capitalized for \$300,000 and the latter for \$100,000.

The St. Paul's contract with the Western Union expired May 1 and the agreement with the United States Express Company will expire June 1. The new companies will go to a general commercial business, and the Continental Telegraph Company will cover the territory along the 10,000 miles of the St. Paul Railway when completed to the coast and have connections with other telegraph companies.

PROVIDENCE TRUST CO. REOPENS.

Reorganized Concern Takes In as Much as It Pays Out First Day. PROVIDENCE, May 4.—The Union Trust Company, of which Marsden J. Perry was the moving spirit and which suspended on October 25 last, resumed business to-day. The bank has been reorganized with new directors and officers.

Under the plan of paying off depositors, approved by the court, 10 per cent. of the old deposits was payable to-day. President Rathbone Gardner said to-night that while \$128,000 had been withdrawn in this way during the day the new deposits amounted to \$185,000.

Branches in New York and East Greenwich were reopened, but the Central Falls branch is given up.

\$800,000 of Essex County Bonds Sold.

The finance committee of the Essex County Board of Freeholders at Newark yesterday sold \$800,000 worth of new hospital and park bonds to the Prudential Insurance Company of Newark. The Prudential was the only bidder and the price paid was \$814,720. This represents a premium of \$10,720. A number of New York bond brokers attended the sale, but they submitted no offer. The bonds are to run forty years and bear 4 per cent. interest.

Business Troubles.

Judge Holt of the United States District Court, granted yesterday the application of Messrs. Philbin, Beckman & Menken to discharge the J. C. Lyons Building and Operating Company from bankruptcy. The Lyons Company had obligations of upward of \$50,000, and had arranged to pay its creditors in full by notes, 50 per cent. payable in fifteen months and 50 per cent. payable in twenty-four months. All of the creditors with the exception of those having aggregate claims of \$2,000 joined in the composition. The company has sold for cash the premises 18, 20 and 22 West Seventeenth street at a price approximating \$100,000.

Frederick R. White, hotel manager, residing at 661 West 136th street, has filed a petition in bankruptcy. His liabilities are \$15,000 and assets \$150, consisting of one share of stock of the St. Pierre Hotel Company and one share of stock of the Columbus Company. He has managed the Cecil, the Orleans and the St. Pierre.

Judge Hough of the United States District Court has granted a discharge in bankruptcy to William Walworth, builder, 676 Macdonough street, liabilities \$110,815.

The Conkey, Liberty and New York Navigation Company, with offices in the Central Building, and Liberty street, which had a long freight line between Cape Cod and New York, has made an assignment to William Otis Rader, Jr. The company was incorporated in 1808 with capital stock of \$200,000. Jacob Hausling is president and Wilson J. Vance vice-president.

Railroads Fined Under 28 Hour Stock Law.

CHICAGO, May 4.—Judge Landis to-day in eighty-seven cases against six railroads charged with violation of the twenty-eight hour law imposed fines aggregating \$13,150. The road hardest hit is the Rock Island, against which there were forty-five cases