

LOSES A TWELVE YEARS FIGHT

H. C. WEEKS MUST ADMIT TELEPHONE WIRES ON HIS ESTATE.

Long Physical and Legal Battle to Keep the Linemen From Spelling His Shade Trees is Decided Against the Bay Side Man, but He Says He Won't Give Up.

After a twelve years fight, during which time he kept the New York and New Jersey Telephone Company from stringing wires across his handsome country place, Vista Lawn, on Bell avenue, Bay Side, Henry Clay Weeks was compelled to capitulate yesterday, Magistrate Fitch in the Flushing police court discharging four of the telephone employees arrested for alleged trespass on Vista Lawn.

In his last battle, which occurred several days ago, Mr. Weeks was aided by his daughter, Miss Grace L. Weeks, who bravely took the place of her mother, who died several months ago. In his long fight Mr. Weeks was ably supported by his wife. It was in the last fight that four linemen of the telephone company were arrested after a hand to hand encounter in which Miss Weeks took part.

Magistrate Fitch, who lives in Flushing and is also a lover of shade trees, was in sympathy with Mr. Weeks, but for once during the long fight and the litigation which followed, the telephone company appeared to have the best of Mr. Weeks. It was a decision rendered by Justice Jaycox of Suffolk County, where village shade trees are held almost sacred, that gave the telephone company the advantage.

"Under the order of Justice Jaycox," said Magistrate Fitch, "these men had a right to use all necessary force to string these wires providing they did not create a disturbance, and I do not see how I can overrule the decision of Justice Jaycox." Thereupon he discharged the four telephone men, who left the court in company with Lawyer Alexander Cameron, representing the telephone company.

Several years ago Justice Jaycox issued an order allowing the telephone company to string forty wires across Vista Lawn on the payment to Mr. Week's wife, Mary L. Weeks, \$50 as damages. For four years both Mr. Weeks and his wife had been paying the matter to a head again about two months ago the telephone company sent a gang of men to the place to string the wires. They were arrested, and when arraigned in court Lawyer Cameron for the telephone company sought to pay the \$50 to Mr. Weeks by handing it to him in a sealed envelope, but Mr. Weeks handed the envelope over to the Court unopened.

Upon this occasion Magistrate Fitch decided that as the money had never legally been paid to either Mr. Weeks or his wife Justice Jaycox's order was not in effect, and he fined the telephone men \$10 each. It was following this that the telephone company took its troubles to Justice Jaycox a second time and obtained an order giving it authority to pay the money over to John Niederstein, clerk of Queens county, which was done when the last attempt was made to string the wires. Mr. Weeks maintained that the order paying the money into the County Clerk's office would not stand because his daughter, Miss Grace L. Weeks, who was named as an executrix under her mother's will and was practically in charge of Vista Lawn, was not made a party to the action. It appears that this view of the case did not hold and everybody in Queens county is waiting to see whether Mr. Weeks has thrown his battle flag for good or finds new ground on which to carry the fight.

DINNER BETTOR ARRAIGNED.

Magistrate Reserves Decision on a Track Case—Grand Jury Probes Gambling. Charles Hart, builder, of Amityville, L. I., who was arrested by Deputy Sheriff George A. Owens at the Sheepshead Bay track on Monday on a charge of violating the new anti-betting law by recording in his notebook that he had lost a wager of four dinners on Creation, was arraigned before Magistrate Tigue in the Adams street police court, Brooklyn, yesterday. The bet was won by Joseph A. Noonan, and the record made it by Hart consisted of a notation of assistant betting sheets, etc., with the names of those to participate.

Hart's lawyer moved that he be discharged under the decision recently handed down by Justice Bischoff, and Magistrate Tigue reserved decision until to-day at 2 o'clock. Hart was allowed to go in the meantime on the original \$500 that he had deposited with the police. While Magistrate Tigue was hearing this case the Kings county Grand Jury was probing the racketeering question with the assistance of Assistant District Attorney Elder. Many witnesses, mostly policemen and deputy sheriffs who have done duty recently at the tracks, were before the jury and told of assistant betting sheets, etc., with a view to showing collusion between the bookmakers and the jockey clubs. Mr. Elder is trying to find out whether the Coney Island Club got any money through the activity of the bookmakers.

Kennedy's 12 Cortlandts

Harvest Days in the Straw Hats. Panamas, 1.90. These Hats are Blocked and Trimmed. They are the Odds and Culls from a Big Manufacturer. English Split Braid Yacht, 95c. Split Seamt Flat, double brim, 95c. Shausi Soft, roll brim, 1.25.

Macy's

Store open daily from 8 A. M. to 6 P. M., excepting Saturdays, during July and August, when we close at noon.

\$2.00 to \$3.00 Shirts.

Continuation of the "Cluett" Factory Season End Clearance, of which we secured our choice of ALL EXCEPT THE LOWEST GRADE of goods the Cluetts make. Still full assortments of patterns and sizes. In three groups—on sale in the regular Furnishing Goods section—shirts that regularly sell for \$2.00 to \$3.00.

\$1.29

Men's Custom Tailoring

SEMI-ANNUAL Clearance of Suit Lengths—high grade domestic fabrics. These Suit Lengths are a season's accumulation of remnants, and they will be cleared away at remnant prices. For all that, the Suits will prove every bit as satisfactory as though you picked your pattern from a full bolt of cloth. They will be made in sack coat style and tailored in the Macy Standard way. Included in the collection are fancy chevrons, tweeds and worsteds, in all the newest shades of this season's grays, browns and olives.

\$22.00, \$25.00 and \$30.00 Suits - to - measure, about 275 in all, embracing 34 different patterns, at \$17.50

\$30.00, \$32.00, \$35.00 and \$38.00 Suits - to - measure, about 360 Suits in all, embracing 42 different patterns, at \$22.50

An additional charge of \$2.50 will be made on sizes above 42-inch chest Measurement.

Sales of Men's Low Cut Foot Wear

Low Cut Shoes, made of patent leather, tan Russian calfskin, black calf and kid; were \$4.96; reduced to \$3.69. Low Shoes, made of patent leather, black calf and kidskin; grades selling elsewhere at \$4.00 the pair; our regular price \$3.49; reduced to \$2.69. White Canvas Lace Bluchers and Oxfords, with rubber soles; also White Canvas Oxfords, with leather soles; regularly \$3.00; our price \$1.98. In some styles broken sizes only; others in almost a complete range of sizes and widths.

\$16.49 for Panama Hats Such as Others Sell for \$25.00.

The Hats at \$16.49 represent but one group—the aristocrats of Panama Hatdom. They are Monte Cristi quality, for which grade specialty hatters ask as high as \$25.00. We show, in addition:

Other Panama Hats at \$3.96, \$4.96, \$7.49 and \$9.94.

"Irontex" Hosiery

When Hosiery owes its durability to its coarseness a guarantee back of it doesn't signify much. Stockings made of coarse cotton yarns are in the same fabric class as fire hose. We've solved the problem in "Irontex" by combining the long, excellent quality cotton yarns with pure linen yarns. The result—a fabric sheer and fine, yet with wear-resisting as coarsely woven cotton. This linen interweaving strengthens the points subjected to wear—the toes, heels and soles—and, in the Children's Stockings, the knees. The superiority of "Irontex" over other Stockings for which great durability is claimed no one will question. Once washed, the coarse cotton Stockings are little more shapely than cotton bags. "Irontex" Stockings, because they are full fashioned, will retain their shape as long as the fabric holds together. And for those reasons "Irontex" is not alone the most comfortable and durable Hosiery, but the most economical you can buy.

Men's "Irontex" Half Hose, pair, 24c. Women's "Irontex" Hosiery, in black and tan, a pair, 28c, 38c and 48c. Children's "Irontex" Hosiery, pair, 24c.



ALL REMNANTS

sacrificed at this season of the year, regardless of former prices. Suit to order, \$18; Coat and Trousers, \$16; separate Trousers, \$5; fancy Vestings, \$5.

ARNHEIM

Broadway @ Ninth St.



Keeping cool just means keeping comfortable in body and mind.

"Star" negligé shirts do the trick because their thin fabrics, generous cut, and easy fit, protect the body; while the wearer's knowledge that it is a "Star" shirt prevents the irritation of mind incident to having the second best of anything. Star negligé shirts, \$1.50 to \$3.50.

Office coats in the thinnest sort of fabrics which will give proper service. \$4 to \$10.

Whole suits of nuns cloth weigh only 38 ounces in a medium size. Oxford, black and gray. Coat \$6.50, vest \$2.50, trousers \$5.

The higher the humidity the higher the estimation in which its wearers hold Schlichten Ramie underwear. Ramie fibre is more than three times as absorbent as linen.

ROGERS, PEET & COMPANY. Three Broadway Stores. 259 at Warren st. 542 at 13th st. 1302 at 34th st.

Please note change of uptown store from 32nd St. to N. E. corner 34th St. and Broadway.

Advertisement for COLLARS and SHIRTS by EARL & WILSON, featuring the 'E.W.' logo and 'BUY BY THE MARK' slogan.

Advertisement for THE MIKIE WORLD CASINO, featuring 'Three Twins' and 'Daly's Girls'.

Advertisement for CIRCLE Theatre, featuring 'The MERRY CO-ROUNDER'.

Advertisement for HAMMERSTEIN'S ROOF, featuring 'The MERRY CO-ROUNDER'.

Advertisement for ASTOR Theatre, featuring 'The MERRY CO-ROUNDER'.

Advertisement for ALHAMBRA Theatre, featuring 'The MERRY CO-ROUNDER'.

Advertisement for EDEN Theatre, featuring 'The MERRY CO-ROUNDER'.

Advertisement for DREAMLAND Theatre, featuring 'The MERRY CO-ROUNDER'.

Advertisement for LUNA PARK Theatre, featuring 'The MERRY CO-ROUNDER'.

Advertisement for HARTFORD LINE, featuring 'The MERRY CO-ROUNDER'.

Advertisement for Browning King & Company, featuring 'Smoky Fireplaces' and 'The Peasant' illustration.

Advertisement for BROOKLYN ADVERTISEMENTS, featuring 'Smoky Fireplaces' and 'The Peasant' illustration.

Advertisement for The Provident Loan Society of New York, listing various loan services.

Advertisement for HUDSON RIVER BY DAYLIGHT, featuring steamship services.

Advertisement for HUDSON NAVIGATION CO., featuring 'PEOPLES LINE' and 'CITIZENS LINE'.

Advertisement for NEW HUDSON LINE, featuring 'ANCHOR LINE' and 'HOLLAND-AMERICA LINE'.

Advertisement for HARTFORD LINE, featuring 'The Peasant' illustration.

Advertisement for EUROPEAN HOTELS, featuring 'Waldorf Hotel London' and 'Tell your Friends before you Sail'.

Advertisement for Dresden - Hotel Bellevue, featuring 'Wiesbaden Palace Hotel' and 'Hamburg, Germany'.

Advertisement for NEW ENGLAND NAVIGATION CO. TO BOSTON, featuring 'FALL RIVER LINE' and 'PROVIDENCE LINE'.

Advertisement for GUNARD LINES, featuring 'North German Lloyd' and 'Fast Express Service'.

Advertisement for HUDSON NAVIGATION CO., featuring 'PEOPLES LINE' and 'CITIZENS LINE'.

Advertisement for HAMBURG - AMERICAN, featuring 'LONDON-PARIS-HAMBURG' and 'S. S. DEUTSCHLAND'.

Advertisement for HOLLAND-AMERICA LINE, featuring 'ANCHOR LINE' and 'HOLLAND-AMERICA LINE'.