JUDGE PECKHAM'S SUCCESSOR

TAFT WOULD LIKE TO NAME H. H. LURTON OF TENNESSEE,

But There Are Already Two Justices on the Supreme Bench From His Circuit—May Confine His Selection to the Circuit Over Which Peckham Presided

WASHINGTON, Oct. 25.—With President Taft away it seems idle to speculate as to his probable choice of a successor to the late Justice Peckham of the United States Supreme Court. There are circumstances, however, now recalled which throw some interesting side lights on considerations that doubtless will play a part in helping Mr. Taft to make up his mind in this most important matter.

Nearly all the men who are familiar with Mr. Taft's views on the subject of judicial appointments are of the opinion that were it not for certain prevailing conditions the President's selection would be Judge Horace H. Lurton of Tennessee, a Democrat, who is Judge of the Sixth Federal Judicial Circuit. It is now related that when Justice Brown retired from the Supreme bench in 1906 and President Roosevelt wanted to appoint Mr. Taft to the vacancy Mr. Taft followed up his declination by recommending Judge Lurton. Mr. Roosevelt gave consideration to Judge Lurton's qualifications, which were of the very highest from a judicial standpoint, but ended in the appointment of William Henry Moody of Massachusetts, then Attorney-General of the United States.

With this attitude of Mr. Taft's in mind, observers here would be inclined to say offhand that Judge Lurton will succeed to the vacancy caused by Justice Peckham's death were it not for two deterrent reasons. In the first place, Judge Lurton is 62 years old, which in itself is regarded as a great drawback, and in the second, his appointment would give to the Supreme bench three Justices from the same judicial circuit. The others are Justices Harlan and Day. While geographical judicial lines have been disregarded on several occasions in the appointments to the Supreme Court, it is the very general opinion here that Mr. Taft would hardly emphasize that disregard by taking a third man for highest judicial honors from the district already represented on the Supreme bench by two Justices.

Another sidelight on the situation is shed by a story which concerns Mr. Taft and Lloyd W. Bowers of Illinois, the present Solicitor-General of the United States. Mr. Bowers was at Yale when Mr. Taft was there, but was two classes junior to Mr. Taft. The fraternity to which Mr. Taft belonged elected Mr. Bowers to membership and it fell to Mr. Taft to preside over the initiation ceremonies. According to the story told here to-day, Mr. Taft asked Mr. Bowers a series of questions intended to demonstrate the fitness of Mr. Bowers for membership in the fraternity. One of the questions was:

"What is your aim in life?" and Mr. Bowers, so the story runs, did not return the flippant answer expected, but responded seriously:

"My ambition is to be a member of the Supreme Court of the United States."

"Then," said Mr. Taft, "if I am ever in a position to do so, I shall certainly help you to attain that ambition."

Some of those who have heard the story are making much of it, contending that Mr. Taft is practically committed to appoint Mr. Bowers to succeed Justice Peckham—that is, if the story is true. Mr. Bowers was asked to-day whether the occurrence as related actually had happened. He said that if it ever had happened he did not recall it.

But outside of this story and any possible indication it may give as to Mr. Taft's intentions toward his Solicitor General, the fact remains that the President has a very high regard for Mr. Bowers's ability as a lawyer and a sincere admiration for him as a man. Here in Washington everybody is saying that Bowers has made good and that he is bound to be a person of consequence in the Taft administration if he remains in the Government service.

Mr. Bowers is not from the same judicial circuit, the sixth, which is represented on the Supreme Bench by two justices and in which Judge Lurton resides also. His home is in the seventh judicial circuit, which embraces, Indiana, Illinois and Wisconsin. His legal residence, however, is Chicago, which is also the residence of Chief Justice Fuller, who presides over the fourth judicial circuit, embracing Maryland, West Virginia, Virginia North Carolina and South Carolina.

Nobody here is willing to hazard so much as a guess as to whom President Taft would ask to take the Supreme Court Justiceship vacated by the death of Justice Peckham if he should determine to confine his selection to the territory of the judicial circuit over which Justice Peckham presided. Justice Peckham, a legal resident of New York State, presided over the Second Judicial circuit, which embraced all the districts in the States of New York, Connecticut and Vermont. That a very strong effort will be made to induce Mr. Taft to confine his selection of Justice Peckham's successor to these three States is taken for granted here where the opinion prevails that should Mr. Taft be persuaded that this was the correct thing to do his choice would probably fall on a New York man, not only for the reason that Justice Peckham is a New Yorker, but that the field of selection would be greater than from Vermont and Connecticut combined.

The name of George W. Wickersham of New York, the Attorney-General of the United States, was suggested to-day, but it was merely a suggestion without the basis of any knowledge on the subject. Another name mentioned is that of Gov. Hughes, in whose support there was a story told that when President Taft attended the Champlain tercentennial last July he made some remarks indicative of a belief that Gov. Hughes would make an ideal member of the United States Supreme Court. Some of those who professed belief that Attorney-General Wickersham was the logical successor to Justice Peckham were saying that if Mr. Wickersham went on the Supreme bench it would give Mr. Taft the opportunity of showing his appreciation of Solicitor-General Bowers by appointing Mr. Bowers Attorney-General.

Other names than those mentioned in THE SUN to-day of men who are regarded as likely to be considered for appointment to the Supreme Court vacancy are those of ex-Judge Hollister of Cincinnati and Frederick V. Judson of St. Louis. Mr. Judson is a Democrat. Mr. Hollister was a classmate of Mr. Taft, and it is known that the President has a very high opinion of him. In the last campaign the Republican national committee gave wide circulation to an article written by Mr. Hollister and printed originally in a legal periodical in which he told of Mr. Taft's career as a Judge. An article of similar character written by Mr. Judson was printed in a magazine in August, 1907.

As soon as the members of the Supreme Court had filed into their places to-day and the crier had announced the opening of the session Chief Justice Fuller with considerable emotion said:

"It is with deep sorrow that I announce the passing of our eminent colleague and dear friend Mr. Justice Peckham. He died at his summer home at Altamont only yesterday evening at quarter past 8. The court will transact no business, but will adjourn till next Monday."

The crier then announced the adjournment of the court until Monday, November 1, and the Justices retired to their robing room. All the members of the court will attend the funeral with the exception of Justice Moody, who is still ill at his home in Massachusetts.

JUSTICE PECKHAM'S DEATH.

President Taft Sends Message of Sympathy—Supreme Court Adjourns.

ALBANY, Oct. 25.—The funeral of United States Supreme Court Justice Rufus W. Peckham will be held from St. Peter's Episcopal Church in Albany at 2:30 o'clock Wednesday afternoon. The body will be brought from his late summer home, Coolmere, at Altamont, in the Helderberg mountains, eighteen miles from Albany, Wednesday, and will be taken direct to the church from the railroad station. The interment will be in the Rural Cemetery here.

This message from President Taft was received by Mrs. Rufus W. Peckham to-day:

"Mrs. Taft and I extend to you our heartfelt sympathy in your deep sorrow. May the great and prolonged public service and the high character of your distinguished husband as a Judge and a citizen and the profound respect of his fellow citizens offer some consolation to you in this sad hour."

Gov. Hughes, Chief Justice Fuller, his associates of the United States Supreme Court and many other prominent citizens also wired messages of sympathy.

SUES FOR $100,000 DAMAGES.

Samuel Saks Against Solomon Schild and Eisenbach Bros. of This City.

WASHINGTON, Oct. 25.—Samuel Saks to-day filed suit in the Supreme Court of the District of Columbia against Solomon Schild of Schild Bros., and Harry Eisenbach, Alfred Eisenbach and Otto Erler, trading as Eisenbach Bros. Company of New York, to recover $100,000 damages. Mr. Saks, who conducts the Saks Fur Company here, asserts that this amount of damage was done to him by reason of the fact that the parties named on Saturday last filed a petition in the court here asking it to declare him a bankrupt and alleging that he was insolvent and committed acts of bankruptcy within four months of the filing of their petition.

In their petition they declared that on October 9, while insolvent, he made payments to Stemple & Harris of New York and parties in this city with intent to prefer them as creditors. The parties sued now by Mr. Saks for damages also asked the court to appoint a receiver for the Saks Fur Company, and Mr. Saks was given until November 9 to answer the petition and the charges made, among which were that he had concealed and removed sealskins, seal coats, sable skins and sable coats with intent thereby to defraud creditors.

The New York firms alleged that Mr. Saks owes them about $6,000. By reason of these charges Mr. Saks claims that he has been injured in his business and reputation to the extent of $100,000.

MYSTERY SOLVED.

Bones of Postmaster Missing Since June 10 Found in a Ditch.

WASHINGTON, Oct. 25.—A mystery which shrouded the disappearance of Charles A. Fox, Jr., postmaster at Beltsville, Md., a suburb of Washington, has been lifted by the discovery of his bones in a ditch in an unfrequented part of the country near Laurel, Md. The identification was made possible by marks on the hatband, by gold cuff buttons and other pieces of wearing apparel found near the body.

The body is supposed to have been at the spot where it was found last night by a negro since the man's mysterious disappearance on June 10 last. Fox disappeared from his home while in the delirium of a fever. What was surmised at the time of his disappearance appears to be borne out by the ghastly find—that the young man had wandered from his home while mentally unbalanced by the fever and lay down to die.

AFTER PERSONAL INSPECTION.

Attorney-General Finds the Jail in Washington the Worst in the Country.

WASHINGTON, Oct. 25.—Attorney-General Wickersham, who returned from Atlanta to-day, where he made an inspection of the new Federal prison there, declared that the conditions at the District jail in Washington were the worst of any prison in the country. In his forthcoming report the Attorney-General will recommend a betterment of jail conditions in the District of Columbia. The Attorney-General is informing himself by personal observation as far as possible of conditions in the Government's penal institutions. He visited the District of Columbia jail unheralded several weeks ago and later made a trip through the National Training School for Boys and other local institutions.

Movements of Naval Vessels.

WASHINGTON, Oct. 25.—The gunboat Marietta has arrived at Guantanamo, the tug Osceola at Key West, the torpedo boat Winslow at Boston and the torpedo boats Stringham, Dupont, Biddle and Shubrick at Charleston.

The torpedo boats MacDonough, Thornton, Tingey and Wilkes have sailed from St. Louis for Cairo, Ill.

ACTOR ARRESTED AT PIER.

Stafford Is Accused of Robbing a Woman Nine Years Ago.

When the steamship Minnewaska reached her pier yesterday a stylishly dressed woman, Mrs. Nellie Nulty, who lives at 34 West Sixty-fourth street, accompanied by Central Office Detective Murphy, was waiting and they watched the passengers as they came down the gangplank. Mrs. Nulty picked out a passenger named Frank W. Stafford according to the passenger list. Murphy placed him under arrest, and after he had got clear of the customs took him to Police Headquarters.

Stafford is an actor. He has just finished an engagement in London, where he appeared in vaudeville with his wife. He gave his address as 624 West 139th street.

Mrs. Nulty said the prisoner was Frank Weaver and that he had assaulted and robbed her in 1902. The prisoner denied the charge and insisted that his name was not Weaver but Stafford.

According to Mrs. Nulty who is married to Edward Nulty, a singer, but who has separated from her husband, Stafford was a waiter in the Delavan Hotel in 1902 and a friend of her husband. That year she had a misunderstanding with her husband and they separated. On January 17 of that year she met Stafford, who told her that her husband would like to settle their differences. She said she was willing and then Stafford said he was hungry. She invited him to her home, fed him, later gave him $1 and let him sleep in a room in her apartment.

During the night she felt a hand choking her and recognized a ring Stafford wore, and after that she lost her senses. When she revived she missed $1,000 worth of jewelry and $63 in cash. She reported the case to the police and Detectives Murphy and Collins were sent to find Stafford. They failed.

Mrs. Nulty heard that he had married a woman named Marie Stone and had changed his name to Stafford.

On Sunday she read in a paper that pays attention to theatrical folk that Mr. and Mrs. Stafford were returning on the Minnewaska after a successful season in London. She reported this at Police Headquarters with the result that Stafford was arrested. The prisoner said that it was a case of jealousy and that he had not robbed Mrs. Nulty. His wife also accompanied him to Police Headquarters and was sure that it was all a mistake.

THE CHINESE RAILWAY LOAN

PRESENT STATUS DECLARED TO BE SATISFACTORY.

State Department Says a Few Unimportant Details Remain to be Settled—Great Britain Willing That the American Bankers Have a Quarter Share.

WASHINGTON, Oct. 25.—The present status of the Chinese Railway loan is declared by officers of the State Department to be satisfactory. The delay in consummating the loan, which has been pending for several months, it was said to-day was not significant. It was denied that any serious hitch had developed in the negotiations. Only a few unimportant details, it was explained, remain to be settled. It is likely that Secretary of State Knox will make a statement within the next few days regarding the loan. Officers of the State Department are optimistic over the situation and insist that there is no reason to fear that the loan will fail.

The principal cause for the delay has been the unwillingness of Germany to admit the United States to an equal share in the loan. Under the terms of the original agreement each country furnishing the capital for the railway was to have charge of the work of constructing a proportionate mileage of the road. By this arrangement the mileage would have been distributed among France, Germany and Great Britain, who were the original participants in the loan.

As soon as the State Department was advised that China intended to borrow $27,500,000 for the construction of the Hankow-Szechuan Railroad Secretary Knox insisted that the United States should be admitted to a quarter share in the loan. This would have the effect of reducing each share from about $9,000,000 to less than $7,000,000. France and Germany objected to the proposed reduction in their share in the loan.

Great Britain at first opposed the admission of the American bankers on the ground that the negotiations had been practically concluded with China and to reopen them to admit the American bankers would probably prevent the consummation of the loan. Secretary Knox was insistent, however, that the United States should have a quarter share as an original participant in the loan. Finally Great Britain withdrew its objection to admitting the United States, but Germany is holding out for compensating concessions before yielding.

Another feature which has worried the officers of the State Department has been the adverse sentiment among the people of China. Recently the provincial Assembly of Hu-Poh adopted resolutions protesting against the foreign loan. Popular opinion in the Province of Szechuan, through which the proposed road will run, is also opposed to the loan. In addition the recent death of Chang Chih-Tung, a member of the Grand Council of China and Comptroller of the Hankow-Szechuan Railroad, delayed the loan negotiations.

The position of the United States has been clearly indicated to all the powers interested in the loan. From the beginning of the negotiations Secretary Knox has insisted upon the equal participation of the United States. Mr Knox regards the pending negotiations as important from the American viewpoint because of the fact that he believes the present loan will be the first of a series of foreign loans which will be negotiated for building railroads in China. Great Britain has endeavored to induce Germany to yield in the present negotiations without insisting upon compensating concessions. This Germany has declined to do up to the present time. The negotiations between Great Britain and Germany have been complicated by the strong anti-German sentiment in British politics.

WRIGHT ALIGHTS LIKE A BIRD.

Stops His Motor When 150 Feet Up and Glides Noiselessly to Earth.

WASHINGTON, Oct. 25.—Right over the heads of a few hundred spectators at College Park to-night, while the half moon looked on in solemn fashion, Prof. Wilbur Wright of the Government aeronautic school reached his left hand quickly over his head, pulled the bit of twine which shuts off his popping engine and there in midair, 150 feet above the ground, the motor stopped suddenly. A few of the crowd below who had seen Orville Wright fall at Fort Myer two years ago breathed faster than usual, ceased talking and watched with strained faces, looking for they knew not what.

Slowly down out of the sky, white and clear cut against the western horizon, where the sun had just gone down, the biplane settled to the earth, noiseless, its whirring propellers making feeble motions but its wings standing straight out like those of a bird alighting. A moment later and Wilbur Wright stepped out of the machine a thousand feet from the shed above which he had shut off the engine. The crowd, roused from its fear, loosed the first hearty cheer with which Prof. Wilbur has been greeted in many days.

"Yes, I shut the motor off purposely," said the aviator when the newspaper men found him. "I suppose I was up 150 feet," and then he wiped his greasy hands and went to supper.

That was the most startling feature which Mr. Wright has shown in all his stay at College Park—easy enough to him probably, but trying on those who had read of the accident to Orville and Lieut. Selfridge, his companion, and who understood only that the motor was not working.

Mr. Wright had made four flights, all of them in the afternoon. The first began at 4:21 and lasted 13½ minutes. On this sky trip Mr. Wright went up alone. At 4:52 he took up Lieut. Humphreys, who steered the biplane for 10½ minutes. At 5:13 he took up Lieut. Lahm and remained in the air for 18 minutes.

At 5:43½, with a half full moon vying with a dying sun, Mr. Wright ascended on his last trip, the one which ended in that startling glide to earth. He was up only a minute or two and made just one circle of the field. Spectators noticed that he climbed higher than usual at the start, but there was no evidence of any circus work until the professor had almost completed his one circle. It was then that he stopped the motor.

Mrs. Taft Pleased With the New Executive Offices.

WASHINGTON, Oct. 25.—Mrs. Taft was shown through the new Executive offices at the White House to-day and expressed herself as especially pleased with the President's private rooms. The Executive clerks expect to occupy the new offices next Monday.

The floor in the President's private office is to be made of various Philippine woods. The flooring arrived in Washington only this week. The woods are among the most valuable in the islands.

Army and Navy Orders.

WASHINGTON, Oct. 25.—These army orders were issued to-day:

Col. Henry L. Harris, coast artillery, to his home preparatory to his retirement.

Second Lieut. Frederick S. Snyder, Second Cavalry, to Walter Reed General Hospital, District of Columbia.

Second Lieut. Frank A. Buell, coast artillery, to Sixth Company.

These navy orders were issued:

Capt. T. D. W. Veeder, from Naval Retiring Board, Washington, D. C., and continue other duties.

Lieutenant-Commander N. C. Twining, from the Michigan to Boston yard.

Lieut. P. P. Bassett, from Quincy, Mass., to command the Tarpon.

Lieut. R. W. Kessler, from charge of recruiting station, Cincinnati, to home and leave two months granted.

Lieut. A. C. Kall, from the Montgomery to home and two months leave.

Ensign E. B. Armstrong, from Quincy, Mass., to command the Stingray.

Midshipman G. E. Brandt, to the Louisiana.

Passed Assistant Paymaster H. H. Alkire, to the New Orleans.

GOOD NEWS FOR DR. COOK.

He Hears That Guide Barrill Formerly Told of Climbing Mount McKinley.

MINNEAPOLIS, Minn., Oct. 25.—Evidence that Edward Barrill, the guide who recently issued affidavits that Dr. Cook's story of the ascent of Mount McKinley was untrue, has only recently ceased to assert that the ascent was made and that pecuniary inducements were offered to him to modify his original story, came to Dr. Frederick A. Cook to-day.

Dr. H. E. Williams, coach of the State University football team reiterated his statement that Barrill had told him repeatedly and emphatically that he and Dr. Cook had made the ascent of Mount McKinley and that the published story of the ascent was correct and true.

"We were sitting in the inn at Darby when Barrill told his story," said Dr. Williams. "While I was not particularly interested in what he had to say about the feat, I am positive that he said that he and Dr. Cook reached the mountain top. Furthermore, he advised me to read a magazine article about it. This article was written by Dr. Cook. I have never read it.

"He said that he and Dr. Cook were the only men who ever reached the summit."

Dr. Cook this morning again announced his determination to once more make the ascent of Mount McKinley. With Prof. L. L. Dyche of the University of Kansas and a party of five others he will make the climb to discover the records which he left there several years ago.

"I don't know how long it will take," he said, "but I will make the climb. It may take us five or six months to scale the mountain, and possibly longer, but we will make it. I would be very glad to leave this task to others but it seems to be necessary to do it myself."

GIRL WASN'T FORCED TO MARRY.

Alderman Who Performed Ceremony Says It Was With Her Full Consent.

Ethel Simms, the sixteen-year-old girl from Wilmington, Del., who charged Harry Mason with having forced her to marry him after detaining her in his apartment at 266 West Thirty-ninth street, was confronted yesterday in the West Side police court by Alderman Goldschmidt, who performed the ceremony, and Stewart Harris, the clerk in the marriage bureau who received their application. Both men testified that the girl was normal and rational while in their presence.

Replying to questions by Magistrate Butts the girl had declared: "I only remember going up the steps of the City Hall, nothing more. Before we started from the house Jimmie (her name for Mason) gave me something out of a bottle. The only thing I remember in the City Hall was holding Jimmie's hand and this man—indicating Alderman Goldschmidt—saying: 'Now kiss your wife.' Then we came away."

"This girl was not apparently under the influence of any drug," replied Mr. Harris to a question by the Court. "She was rational and readily acknowledged the name subscribed to the application as her signature.

"I doubted that she was 19 years old, and refusing to be convinced brought the couple before City Clerk Scully. He questioned the girl closely in my presence. She had given San Antonio, Tex., as her home and Mr. Scully drew from her a story to the effect that her mother was dead and her father was a drunkard. She declared her father was still in Texas and had sent her money to be married rather than have her and Mason living together without a marriage ceremony having been performed."

Magistrate Butts asked Alderman Goldschmidt if the girl appeared to him to be under the influence of a drug while in his presence.

"She was positively normal and not under the influence of any drug," he replied.

"Was she rational at the time the ceremony was performed?" asked the Court.

"Yes."

Mr. Goldschmidt testified that he doubted the girl's statement of her age, and expressed his doubts to her three different times. He also reminded her, he said, of the serious step she was about to take and urged her, if she was falsifying, to tell the truth before it was too late. She repeatedly declared, he said, that she was born in the year 1890, even mentioning the month and day.

In view of this testimony Magistrate Butts refused to pass upon the case.

"The question here is of too great importance," he said, "to be decided offhand. I am going to have all this evidence transcribed and sent to the District Attorney.

"If these people are lawfully married they should not be torn apart, one to be sent to prison and the other to the street."

The Magistrate had the case transferred to Morrisania police court and promised to hold a final hearing there a week from to-morrow.

A RED WHISTLER OF MONTCLAIR

Reappearance of the Disturbing Squirrel That Jumped on Jethro Gibbs.

MONTCLAIR, N. J., Oct. 25.—A large red squirrel which was recently accused of tampering with the wires of the Montclair fire alarm system and had made its headquarters in the eaves of the building of Hook and Ladder 1 has reappeared, this time at police headquarters, adjacent to the fire house. Early this morning Sergt. Thomas Claren heard a whistle outside the police headquarters that sounded to the sergeant like an alarm from a patrolman. The sergeant popped out of the building in a hurry, but there wasn't a policeman in sight. The whistle was heard again, and the sergeant was amazed to find that a large red squirrel, which he says is the same that recently quit the fire house, was responsible for the false alarm.

As the sergeant gazed at the little animal, which was peeping out from an opening in the vine covered wall, it resumed its peculiar whistling, and Claren avers that it twirled its plumelike tail in the manner that a policeman juggles his baton. Ever and anon it cracked chestnuts between its sharp teeth and tossed the shells aside with the sang froid of a policeman who is enjoying the spoils of a dip into a peanut vender's pushcart.

All day long the squirrel was in evidence about the police headquarters, and the policemen have taken more kindly to it than the firemen. The latter have no friendly feeling for the squirrel, which is said to have been responsible for three false alarms. It had not been seen since it jumped from the roof of the fire house three weeks ago and landing on the shoulder of Jethro Gibbs, the fire engine driver, caused a panic among a number of women shoppers who were waiting for the Valley Road car to go to Upper Montclair. Where it has been in the meantime is a mystery, but the firemen declare that it was in retirement studying the local police rules and regulations.

DIED IN BARBER'S CHAIR.

Charles Collins Was Formerly Secretary of the Dock Department.

Charles Collins, formerly secretary of the Department of Docks, had been shaved in a Third avenue barber shop yesterday afternoon and was going out when he complained of feeling ill. The barber put him in a chair and sent for an ambulance, but Mr. Collins died almost immediately, apparently from heart disease. He was 40 years old and lived with his mother at 333 East Eighteenth street. He was secretary of the Department of Docks for seven years, up to the time of Mayor McClellan's second administration. He was a member of the Anawanda Club and had been in the real estate business lately.

POLICY TRIAL ON TO-DAY

KENT WAS ARRESTED UNDER PREVIOUS POLICE RULE.

Swindle Said to Be Picking Up of Late, but the Anti-Policy Society Superintendent Says That Policemen Will No Longer Take Money to Protect It.

The last of the big policy men, Billy Kent, is to be put on trial to-day before Judge Crain in the Court of General Sessions. Kent was arrested last summer and his trial has been repeatedly put off on application of his counsel, but it is said that to-day the trial will go on. According to word that has passed among the familiars of the game Kent has declared that he will beat the case, which he alleges to be a "frameup" by the police. He was arrested by two of Deputy Commissioner Arthur Woods's men while Woods was giving particular attention to the policy game under Gen. Bingham.

Kent was looked upon as the last of the "big men" in the game, and although he had been arrested and convicted once by the Anti-Policy Society he had been going around instilling confidence in the ranks of the workers, it is declared, by telling them that he was under protection at last because he had given valuable information in prosecuting other people. It was about that time that Woods's men got him. The arrest was made by Policemen Knowles and Donovan of Deputy Woods's staff, men who were highly praised by Mr. Woods and Gen. Bingham for their honesty and efficiency.

Very shortly after Bingham went out Donovan was sent over to the Brooklyn bureau and Knowles was relegated to the far off station at Libert avenue and Miller street. According to tories circulating these men and their comrades were permitted to understand that their dismissal from Mulberry Street was due to a suspicion in some quarters that they had been used as "spotters" on a conspicuous Brooklyn Judge who declared himself "spotted," although the whole Police Department ridicules and denies his statement.

According to a man of long experience, who has been of much use to the police in driving out the policy game since the late F. Norton Goddard squelched its biggest backer, the late Al Adams, the old policy swindle—for it is no longer a gambling game but a mere swindle—has been "looking up" a bit of late. He avers that the game is being worked now in Albany street downtown, around Ganzevoort market, and the berths of the oyster sloops further uptown on the West Side, in the neighborhood of West Twenty-third street and up on the East Side between Fifty-ninth street and 109th street.

"I know what I am taking about," he said yesterday, "and I know that at least two letters have been sent to Police Headquarters carrying complaints of this; but nothing has been done to stop it. The people are still working the game. I have no interest in this except to stop the swindle—a task in which I have spent a good deal of time and some of my own money. But to my knowledge Knowles and Donovan were doing straight work and doing it honestly, and since their dismissal from that job policy playing has been on the increase. I have thought of having a personal talk with Commissioner Baker, but I do not know him. I know Kent and all his history, and his talk that there was a frameup on him is rank nonsense. The gang, however, is on the lookout for his trial to-morrow."

Supt. William C. Hamilton of the Anti-Policy Society, of which Charles S. Whitman is now the president, said yesterday that while the town was not free from policy he believed that there were never fewer policy shops in the city than there were at the present time. In fact, he said, he believed that there was not a regular policy shop in the city. There were, however, men about town making what might be called "handbooks," writing sheets under their hats on street corners and in saloons. More than this, he said, word had come to him that the impression which had spread in the sporting fraternity generally that the town was to be wide open in case of a Tammany victory had extended to the policy swindlers.

"The society has done good work," he said, "having a record of 100 per cent. in convictions. The reason for this high percentage of convictions is that we do not attempt to prosecute until we have a case complete, preferring not to arrest on suspicion but to wait in the hope of getting a suspect 'right' another time.

"I know, for instance, that there is a man going along the North River front below Twenty-third street selling slips, but I have not been able to get a sound case against him. He goes over to Jersey for the completion of his work and I have communicated with the authorities over there and one of his men there has been punished. On this side too we arrested one of his men only a couple of weeks ago at Ninth avenue and Seventeenth street and he was sentenced to $150 or 150 days. He paid the fine. I'm still after his principal.

"Our men will testify in the trial of Kent. We have trailed him and have broken into his abode and found there an opium layout. His health is broken by indulgence in the drug. The police, I believe, since Mr. Wood's retirement have made only two arrests of policy men. I will say, however, that the police will no longer stand for policy men. Even policemen who were subject to temptation from this source at one time know so thoroughly now that it isn't a gambling game but a swindle that they will not accept money from policy men; it's a little too low.

"I have heard of no game lately in Albany street, but we arrested a little while ago two men at Washington and Vestry streets who are under bail, one of whom, Jacob A. Williams, said he lived at 5 Albany street, and the other, Edward Saunders, gave his residence as Mills Hotel No. 1. I wish the man who says there is a game in Albany street, or anywhere else if he knows the address, would tell me where it is and we'll get after it at once.

"As to the upper East Side, we made our latest arrest there less than three weeks ago when we raided Farrell's place near Third avenue and 109th street and took in Farrell, who is known as the Silver King. We also arrested recently Jacob Froelich in Garden street, Brooklyn."

Two men lately arrested for policy playing were indicted yesterday, but of course their names were not made public, as the Grand Jury's proceedings are secret. When the men are rearrested or their bondsmen renew their bail the names will come out.

THROWN FROM STREET CAR.

Man Mortally Injured While Trying to Board Car That Was in Motion.

BUFFALO, Oct. 25.—Louis F. Lautenslager, local manager of the Great Lakes Towing Company, was probably fatally injured this morning while trying to board a street car that was in motion. He was thrown first against the car with great force and then hurled to the pavement. When picked up he was unconscious and had a fractured collar bone and nose, besides serious internal injuries which may cause his death.

In trying to make a quick stop when Mr. Lautenslager was thrown to the street, the motorman burned out a fuse and set the car on fire. There was a panic among the passengers, and several women and children were injured in the rush to get out of the burning car. The fire department put out the blaze before much damage was done.

Our tailors have expressed the superlative in suits for men. No one can go beyond the degree of excellence defined by the imported fabrics, the fine silk linings, the distinctive style and the accurate fit of these suits. If you're a custom tailor's customer you would pay $80—no less. Our price—$45.

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LAKE CAPTAIN MISSING.

Disappears From His Vessel Soon After It Reached Ogdensburg.

OGDENSBURG, N. Y., Oct. 25.—Capt. Lewis Holmes, master of the steamer Omaha, owned by Mrs S. O. Neff of Milwaukee, Wis., with a cargo of corn, disappeared from the vessel shortly after she reached this point Sunday evening. It is thought possible that he may have started to walk from Ogdensburg to Buffalo. The captain has been showing signs of mental derangement since early in the month and he mentioned to the mate yesterday that he "had to walk to Buffalo."

Last April two brothers of the missing captain went down with the steamer Bella Shorts on Lake Superior and this is supposed to have been preying on Capt. Holmes's mind. While crossing Lake Ontario en route to Ogdensburg the Omaha encountered a heavy storm and it was necessary for the mate to take charge of the craft. Capt. Holmes is 37 years of age and has a wife and children in Milwaukee, which is his home.

JERSEY'S ANTI-FOREIGN CRY.

Natives Charge Foreigners With Violating a Bad Game Law.

DOVER, N. J., Oct. 25.—According to game experts in this part of the State, New Jersey's new law which permits hunting all but rabbits on and after October 15 is about as bad a law as any of the bad ones. The birds that are included in the open list are not fit for shooting, but many of the hunters fail to draw the line and do not hesitate to bag them.

The older game birds are just through moulting at this season of the year, and the younger ones are not fully enough developed. The hunters who are guilty of shooting rabbits before the season opens for that game are largely foreigners. The natives claim that no game should be unprotected by law while it is possible to shoot other game, for the foreigners make no distinctions. They also claim that the small number of game wardens makes it impossible to detect violations.

WOMAN ATTACKS HUSBAND.

Homicidal Mania Said to Be Due to Religious Brooding.

MILLVILLE, N. J., Oct. 25.—A sudden attack of homicidal mania, brought on by brooding over religion, to-day drove Mrs. George Thompson to attack her husband here with a carving knife. Before he could wrest the weapon from her she had inflicted serious wounds. The woman was arrested. A year ago she exhibited symptoms of insanity and was committed to an asylum, but was released in a short time as cured.

Neurasthenia

Also Known as "Nerve Tire" and "Nervous Exhaustion"

has, during the present generation, come to be known as the "National Disease" of America. So prevalent has it become that it is almost an exception to find a person without it. It is usually found associated with nervous dyspepsia, which is often the most prominent symptom. In this age of hurry, worry, hustle and the strenuous life in business many people overwork their nervous systems and put too much strain upon them, which eventually causes a partial or total breakdown. Duffy's Pure Malt Whiskey through its tonic and rebuilding constituents will cure these troublesome nervous complaints by supplying the system with those vital elements which it needs to bring about a complete restoration to health.

The processes of tearing down and building up are constantly being carried on in the body, and if nothing interferes with these important processes health results; but when something occurs to check them disease is sure to follow. Duffy's Malt Whiskey overcomes the disease by stimulating the heart and nerves, which quickens the circulation of blood, enabling the system to properly *assimilate* the food from the alimentary tract; also to adequately *eliminate* from the system through the lungs, pores, kidneys and intestines, those waste products, such as uric acid, toxins, etc., which result from the disintegration of the old tissues of the body, and the decomposition of alimentum in the alimentary canal.

If you wish to keep young, strong and vigorous and have on your cheeks the glow of perfect health, take Duffy's Pure Malt Whiskey regularly; according to directions. It tones and strengthens the heart action and purifies the entire system. It is recognized as a family medicine everywhere.

If weak and run down take a teaspoonful four times a day in half a glass of milk or water.

Duffy's Pure Malt Whiskey is sold everywhere by druggists, grocers and dealers, or shipped on order for $1.00 a bottle.

Our Medical Department will send to every reader of The Sun advice and an interesting illustrated medical booklet free of charge. The Duffy Malt Whiskey Company, Rochester, N. Y.

WIFE SUED ON UNPAID BILL.

Dr. Trautman Says He Did Not Authorize Her to Run It Up.

Mrs. Jean Trautman, wife of Dr. Alexander Trautman, was examined in supplementary proceedings in the City Court yesterday on a judgment for $719.08 obtained by a department store. Dr. Trautman refused to pay the bill on the ground that his wife ordered the goods without his knowledge and consent.

Mrs. Trautman testified yesterday that she was without means except for the amounts her husband gave her to run the household.

Mrs. Trautman was arrested on Christmas eve, 1906, on the charge of stealing $13 from the pocket of a clerk. She was discharged, her arrest being characterized as a mistake.

F. CHAUVENET'S Red Cap

THE RED SPARKLING BURGUNDY OF FRANCE

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This ware is made in the heaviest grade of triple plate. 62 years famous for its durability and beauty. It is "Silver Plate that Wears"

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