

ART OF WEST AND EAST SHOWN

TWO EXHIBITIONS OPEN TO-DAY. WITH AUCTIONS TO FOLLOW.

There is Butler's Collection of Paintings, and a Strange Lot of Ancient Tiles, Statues and Terra Cottas From Asia Now Displayed in Madison Square.

Two exhibitions of works of most distinguished art open to the public to-day preliminary to the offering of the proceeds at public sale in the American Art Galleries in Madison Square.

One of the most interesting of the exhibits is the collection of paintings made by the late Theron R. Butler of this city and a collection made by the ever interesting Bunkio Matsuki of sundry productions of the ancients of China, Corea and Japan which Mr. Matsuki brought together on one of his recent journeys to the Orient.

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LAWSUIT OF THE CHURCHES

St. Stephen's and the Little Church Around the Corner at Odds.

Two suits in which St. Stephen's Protestant Episcopal Church and that one known as the Little Church Around the Corner are involved came before the Appellate Division of the Supreme Court yesterday.

The original suit was brought by the Little Church Around the Corner to recover \$50,000 on a mortgage. The mortgage was on property in West Sixty-fourth street originally owned by Dr. Houghton's church, which it sold to one Quintard, who then transferred it to St. Stephen's church, subject to the \$50,000 mortgage.

The deed from Quintard to the plaintiff contained a restrictive clause forbidding the use of the property for other than church purposes, and when St. Stephen's church got it it claimed that the restrictive clause was unenforceable because it prevented the raising of money by means of the property for other than church purposes.

The Appellate Division disagreed and says that the Little Church Around the Corner is within its legal right in insisting in the payment of the mortgage, and is not to be stayed merely because the deed contained a restrictive clause.

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MANHATTAN BRIDGE AT LAST

THE SECOND TO BE BUILT AND THE FOURTH TO BE OPENED.

You Can Drive Across Now and You Can Foot It—Some Time Ago Will Be Run—Anyhow, the Span Now Has Approaches—Brooklyn Rejoices Over It.

Manhattan and Brooklyn in a new embrace, with the benediction of Col. George B. McClellan, Mayor, in the final hours of the old year, the bright morning of the new! Could anything municipal be nicer? Such was the situation yesterday and such it is to-day, the boroughs rushing into each other's arms with words of gratitude and love over the new Manhattan Bridge, albeit at the risk of whatever offense the truthful record must show forth that it was Miss Brooklyn who set the greater enthusiasm—a situation that would suit a Frenchman.

But the Manhattan Bridge is opened for the public use, technically at least, and that is the grand important thing, and it was opened in the term of Mayor McClellan, a thing which the Colonel greatly desired to happen, that he might leave a further record of things accomplished. The bridge was officially opened at 2 o'clock in the afternoon with naught that could be called ceremony.

The Mayor rode back to New York—pardon, back to Manhattan—over the good old Brooklyn Bridge, a reversal of a much quoted saw, since in the Mayor's case it was no sooner off with the new love than on with the old. The other participants in the first official crossing of the new bridge rode on in Brooklyn to the Brooklyn Club on the Heights, where Iphetonga's name is treasured, and there made merry a while and listened and contributed to much oratory.

At 3 o'clock when the Mayor's car brought up at the head of the line at the Canal street curb some score of neighborhood strollers gathered as close around the Mayor as the police would permit for the commitment to hustle into their conveyances and the procession started, and presently the last hack had gone up the incline of the roadway.

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TOO MANY REQUESTS.

W. H. Tailor's Estate Was Not Sufficient to Meet Provisions of Will.

The Appellate Division of the Supreme Court yesterday to appoint a referee to determine what Mr. C. C. Tailor was entitled to \$150,000 of life insurance money under the will of her husband, William H. Tailor, or whether that money was properly used to pay Mr. Tailor's debts and his widow was entitled to practically nothing.

The question has been in litigation since Mr. Tailor's death in 1905, the lower court having determined in April, 1906, that Mrs. Tailor could get nothing under the legacies until after the debts had been paid.

John M. Bowers, counsel for Mrs. Tailor's executor, stated in his motion for the appointment of the referee that the will of William H. Tailor said: "It is my will that all amounts of insurance upon my life that are payable after my death shall be for the sole benefit of my wife, and accordingly I give and bequeath to her absolutely all the moneys due and to become due and all that may be due to her under every policy of insurance now outstanding or that may hereafter be issued on my life."

In addition to the insurance Mr. Tailor left \$20,000 to his wife, \$14,000 to his second street. He left a large amount of debts, mostly in the form of promissory notes held by the testator's brother, who was a co-executor of the estate.

The papers in the case show that the total assets of the estate after the payment of the debts amount to only about \$98,000, whereas the testator made gifts of \$20,000 to his wife, \$14,000 to his second street, and servants, which his executors have been unable to pay.

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ESTRADA TO FIGHT MADRIZ

BATTLES WOULD BE WASTED IF HE SUCCEEDS ZELAYA.

Nicaraguan Peace Conference Step and Plans for Siege of Managua Are Taken Up—Pitiful State of Prisoners at Bluefields—Corea's Status.

Special Cable Dispatch to THE SUN. BLUEFIELDS, Dec. 31, by wireless to Colon—"I have determined to have nothing to do with the Madriz Government. We will continue our fight. The proposition of a peace party I have abandoned," said Gen. Estrada to-day. Orders were issued to his staff to rush plans for the siege of Managua.

Gen. Estrada has determined to fight his battle out. Madriz is held in the same light that Zelaya was. Estrada has made up his mind that if he accepts Madriz the fighting of the last two months will have been in vain.

Estrada received representatives of the press to-day and through an interpreter outlined his policy. He declares the election of Madriz by the Nicaraguan Congress entirely illegal because the people had no voice in it. He added that he hoped Washington would not back down in the policy it had adopted now that Zelaya has been run out of the country.

"The abdication of Zelaya," said Estrada, "amounted to little or nothing. He left men in his place just as crafty as he was and they will continue his regime."

Had it not been for the prompt action of the American Red Cross there would have been fearful want of food and supplies in Bluefields. Even now the condition of the prisoners taken at the battle of Rama is desperate. Scores of them are dying from the effects of exposure in the march toward the bush. The United States marines are working night and day to attend the wounded of both sides. Every woman in Bluefields is helping at the hospital. They work in relays. An average of 100 operations a day are performed by the American doctors.

As has been the case before, most of the soldiers of the Zelaya army fought under a delusion. One of the captured officers said to-day that before the soldiers left Managua for the march to Bluefields they were told by Zelaya that Estrada had sold the Atlantic coast to the Yankees and were going to import negroes from the West Indies to work the mines and other industries, and that the native sons of Nicaragua were to be driven from their country.

WASHINGTON, Dec. 31.—Henry Caldera, the American Vice-Consul at Managua, Nicaragua, reported to the State Department to-day that the military activity there continues. There has been no material change in the personnel of the army left by Zelaya, he said. A new loan, he added, is contemplated by the Madriz Government.

Vice-Consul Caldera, who was ordered from Corinto to Managua to assist Mr. Caldera, is suffering from fever. Commander John H. Shipley, commanding the naval force at Bluefields, said in a despatch to the Navy Department to-day that 1,000 loaves of bread are being made daily for the prisoners there. The Red Cross stores will be landed from the transport Prairie, he added, as soon as the weather will allow.

The appointment of Señor Don Luis F. Corea, former Minister from Nicaragua, here, as the representative of the Madriz administration, will have, it is reported to-day, no effect on the attitude of the United States toward the Madriz faction. Señor Corea will be received at the State Department as the unofficial representative of the de facto Government at the eastern section of Nicaragua.

METROPOLITAN DOUBLE BILL

"Cavalleria Rusticana" and "Pagliacci" Crowd the Opera House.

The double bill that the Metropolitan Opera House offered to its patrons last evening was the familiar one, consisting of "Cavalleria Rusticana" and "Pagliacci." Its efficacy as a public attraction was such as to fill the theatre from floor to gallery and there were the customary demonstrations of interest and pleasure, culminating in the applause that followed Mr. Caruso's extraordinary outpouring of voice and heart throbs at the climax of "Pagliacci's" first act.

Mrs. Gudek's Scaturus was the commanding feature of Mascagni's opera, and despite its lack of the distinctive Latin quality, her performance had historic force as well as vocal effectiveness. Mr. Martin was the Turiddu, Mr. Gilly the Alfio, Miss Maubourge the Elvina and Mme. von Nissen-Stone gave vitality to the small rôle of Lucia. The final scene was admirably arranged from the usual way. Alfio and his retainers waited on the steps of the church until Turiddu had bade his mother an agitated farewell, the two combatants then going out together to the field of honor.

In "Pagliacci," besides Mr. Caruso, who was in vigorous mood, there was the well considered Tonia of Mr. Amato, less subtle than some portrayals of this character, but of capital musical merit. Mme. Noria sang Nedda and Mr. Beda and Mr. Gilly completed the cast. Mr. Podestri conducted both operas.

REPORT AGAIN THAT MARSHALL FIELD & CO. INTEND BUYING. A report was in circulation yesterday that negotiations have been revived for the purchase of the Metropolitan Opera House by Marshall Field & Co., of Chicago, and that if the negotiations were completed the firm would put up a department store on the site.

Representatives of the stockholders of the Metropolitan Opera House said that so far as he knew, although negotiations had been on for the purchase of the site by Marshall Field & Co., there had been no change in the situation recently.

NEWS OF PLAYS AND PLAYERS. Beginning next Tuesday evening Grace Elliott will succeed Hedwig Reicher in the rôle of Paula March in "The Next of Kin" at the Hudson Theatre. This change in the cast is made at the suggestion and request of Miss Reicher.

Israel Zangwill's play "The Melting Pot" will say good-bye to New Yorkers this evening. It will be taken on a tour of the principal cities.

The Shuberts signed contracts yesterday by which they obtained the American rights to "The Revolutionary Wedding" ("Et Revolutionnaires"), as the name is given in the original Danish, which has been produced in Copenhagen, Stockholm, Berlin, Vienna, Budapest, Milan and Paris. The piece in question is a prose drama of the French Revolution.

The Shuberts also have the American rights to "The Flea in the Ear" ("Der Floh im Ohr") by George Feydeau, which was done at the Irving Place Theatre on Thursday evening.

ONE DRESSMAKER PLEADS GUILTY AND IS FINED. Mrs. Caroline Windmuller, who has a dressmaking business at 436 Fifth avenue under the name of Mme. L. Thurn and who was one of the twenty-seven modest indicted for "sleeping trunk" smuggling, pleaded guilty yesterday afternoon before Judge Noyes in the United States Court to the charge of having sold 100 similar articles on the part of other accused dressmakers is expected.

SECOND BEETHOVEN CONCERT

THE PHILHARMONIC SERIES CONTINUED.

Two of the Great Overtures and the Seldom Heard Fourth Symphony Played—Maud Powell Heard to Advantage in the Violin Concerto.

The second concert in the Philharmonic Society's Beethoven series took place yesterday afternoon at Carnegie Hall. The programme consisted of the overtures to "Egmont" and "Coriolan," the violin concerto and the fourth symphony. The solo performer was Maud Powell. The programme notes called attention to some interesting facts, first that Mendelssohn's "Midsummer Night's Dream" overture and Beethoven's to Goethe's "Egmont" are regarded by musicians as the finest examples of overtures written to spoken drama, and second that hearing the latter caused Richard Wagner to abandon an ambition to become a dramatic poet and to become a musician.

If there were no other reasons than these for giving respectful attention to the "Egmont" overture they would suffice. But when we remember that this ranks as one of Beethoven's great overtures we have still another and a potent one, for he produced some of the greatest works in this form known to music lovers. It stands with the "Coriolan" and "Leonore No. 3" as a demonstration of the power of music to depict the emotions of a drama, and there is no more convincing plea for delineative music than that put forth by the two overtures performed yesterday.

The fourth symphony is infrequently played. It is not held in equal in psychological content with some of the larger works of Beethoven, but it is a serious mistake to deem it unimportant as a piece of composition. While it lacks the marvellously close construction of the fifth, the vigor and variety of the seventh, the programmatic interest of the sixth, it is none the less a symphony which would make the fortune of any new composer in these days of little melodic inspiration.

Simple in idiom as it seems to us now, in its own day it challenged criticism. No less a personage than Weber, though indeed a very young man at that time, wrote a commentary on it in the form of a dream in which the instruments of the orchestra were supposed to be speaking.

The double bass complained that it had been compelled to caper like a wild goat and other plain to consider it would voice the "no ideas of Mr. Composer." Such comment seems strange to us who are certain that the composition breathes the very essence of happiness and youthful spirit.

It was selected by Mendelssohn for his debut as conductor of the Gewandhaus concerts in Leipzig, and one can readily understand how its suavity of melody and its elegance of finish must have appealed to him. There is indeed sound reason why such a work should not be neglected, and if a Beethoven cycle had been planned for consideration it would obtain one because of its inclusion of the less frequently performed symphonies of the master.

The violin soloist is conceded to be the most striking feat of musicianship to the virtuoso of the instrument. To interpret it competently is to earn a place among artists. Miss Powell has such a place for no little time and it was expected that she would play the concerto in a dignified manner. But her performance rose to an unusually high pitch of vigor, while technically it was most admirable. Her playing was not simply excellent for a woman, but was commendable as the achievement of a notable musician.

Marines for the Michigan. A detachment of marines in charge of Capt. J. F. Rootes will leave the Brooklyn navy yard on Monday for Philadelphia to join the new battleship Michigan.

ALBANY, Dec. 31.—Secretary of State Koenig said to-day that 24,038 owners of automobiles applied for licenses for their cars during the last year, as compared with 15,475 owners in 1908. The automobile receipts this year were \$22,550, of which \$28,113 was received from owners of cars, \$11,054 from the 15,527 chauffeurs who were licensed \$3.50 for duplicate owners' licenses. The number of chauffeurs during the year increased 5,200.

THE TREASURY DEFICIT.

Up to To-day It Was \$56,500,000—Working Cash Balance Only \$28,267,000.

WASHINGTON, Dec. 31.—A meeting of Government officials was held in the office of the chief signal officer of the army to-day to formulate plans for the uniform control and administration of all wireless stations under the Government. Those present were Brig.-Gen. Allen, chief signal officer; Rear Admiral Niles of the Navy Department; Prof. Willis L. Moore, chief of the Weather Bureau; Dr. W. S. Stratton, chief of the Justice Department; and the Department of Commerce and Labor, and John Q. Walton, a constructor, representing the revenue cutter service.

The meeting was called to consider a resolution introduced in the House of Representatives recently by Representative Roberts of Massachusetts, for the purpose of placing the Department of Commerce and Labor, and John Q. Walton, a constructor, representing the revenue cutter service.

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THE BANKER BEFRIENDS EAGLES.

Jesse Seligman Asked for a Shield for Those in Central Park.

Jesse Seligman, the banker, has made an appeal to the park authorities in behalf of the four golden eagles that are crouched in a large flying cage in the Central Park menagerie.

Banker Seligman is a frequent visitor to the menagerie and is an admirer of the birds. He expressed regret that there were no bald eagles in the menagerie, but on each visit to the park he would stop in front of the golden eagles.

It seemed to him that the big birds, which came from Kansas, should have some protection from the severe cold. Their cage is open to the west winds and the winter time ago the eagles were greatly troubled with what appeared to be colds in the head.

Mr. Seligman went to the office of Director Smith of the menagerie and suggested that canvas covering be put over the open side of the cage. The director said he thought the idea was a good one and he promised to carry it out.

It was a week ago that the banker made the suggestion and when he visited the menagerie yesterday he made his way to the eagle cage and saw that the shield had not been put up.

He went into the cage and had an other confab with the authorities and was assured that the shield would be put up just as soon as the canvas could be obtained on requisition.

Vanderbilt Granddaughter Brought to New York. SAVILLE, L. I., Dec. 31.—The four-year-old granddaughter of Mrs. William K. Vanderbilt, who was taken ill on Monday night at Idle Hour, was removed last night by special train to New York. She was taken to the Vanderbilt home at 860 Fifth avenue. The child is the daughter of Mrs. Winthrop Sanders. She has been attended by four physicians, who found a blood clot on her brain. Her condition is still serious.

Breakfast Health Department. The Brooklyn Health Department, which has been located on Clinton street near Fulton for the last eighteen years, was yesterday moved to the new Municipal building at the Flatbush avenue extension and Fleet place. The lease for the old quarters terminated at midnight and there it was considered that the building was too small for the department's needs. Most of the furniture was carted to the Kingston Avenue Hospital.

Farewell Dinner to Jerome. L. P. Facchini, whose restaurant in Franklin street, known as Pontin's, was the meeting place for former District Attorney Jerome and his friends during all of Mr. Jerome's term in the office, and there it was considered that the building was too small for the department's needs. Most of the furniture was carted to the Kingston Avenue Hospital.

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SWEDISH VIEW OF US.

Broken Hodvig Petersens Will Gather Notes for Such.

Broken Hodvig Petersens, who is described as the "foremost woman writer of Sweden," visited the National Suffrage headquarters yesterday afternoon. She brought a letter of introduction from Mrs. Anna Flerta, Petrusson, Stockholm, president of the Swedish National Council of Women and wife of Prof. Petrus.

Broken Hodvig Petersens has been sent to the United States to investigate the position of the American woman. She intends to pay special attention to the question of suffrage and will make a tour of the country in order to get material for a series of articles.

Mrs. Ida Eustace Harper of the press bureau announced that the new suffrage club house at 84 East 111th street will be publicly dedicated about the middle of January. Progress, the official organ of the cause, which has for some time been published at Warren, Ohio, has been brought to New York, and will in the future be edited at 808 Fifth avenue. Mrs. Ida Eustace Harper, Prof. Francis Square Potter and Mrs. Belmont will write it.

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MRS. WASHINGTON'S LEGACY.

Norristown-Playwright's Wife One of the Beneficiaries Under Her Father's Will.

INDIANAPOLIS, Ind., Dec. 31.—An estate of the estimated value of about \$3,000,000 is disposed of by the will of Stoughton J. Fletcher, the Indianapolis banker who died at Gallatin, Tenn., on December 25, 1904, leaves the entire estate to Stoughton J. Fletcher, Jr., son, and to three daughters, Mrs. Julia B. Fletcher, Mrs. Florence Tarkington, wife of Louis Tarkington, and Mrs. Hilda Fletcher of Indianapolis.

Only One "BROMO QUININE" that is Laxative Bromo Quinine Cures a Cold in One Day, Grip in 2 Days.

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SMITH GRAY & CO.

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