LOCOMOTIVES ON OUR STREETS

CITY ASKS FOR INJUNCTION AGAINST N. Y. CENTRAL.

Mayor Gaynor's Suggestion of Going to Court to Stop the Use of Dummy Engines on Tenth Avenue and Other Highways Followed. The Arguments.

In Supreme Court Justice Brady heard arguments yesterday on the application of the City of New York for an injunction restraining the New York Central and Hudson River Railroad Company from running dummy engines or steam locomotives on the streets and avenues of the city below Thirtieth street and along Tenth avenue, West, Canal and Hudson streets to St. John's Park. This is the proceeding instituted at the suggestion of Mayor Gaynor, who said that the city has power to regulate the use of its streets by the railroad company, even if the railroad company had won out in its contention that it has a right to use the streets.

Assistant Corporation Counsel William P. Burr said that the city's contention is that the railroad company's right to use the streets expired in 1896, and that although it may be asserted that the city has lost its rights by acquiescing in the use of the streets since 1896 it is well settled law that the rights of the public cannot be lost by such acquiescence.

Mr. Burr insisted that the right of the city to say whether the railroad company may run dummy engines over the streets was not at issue in the case decided by Referee Decady Herrick. He pointed out various ordinances of the Common Council and Board of Aldermen since the railroad got its original franchise over the streets and avenues relating to the use of dummy engines over various streets to show that the city has frequently asserted its right to regulate the railroad's use of the streets.

The Assistant Corporation Counsel said that the railroad company never got permission from the city to use dummy engines below Thirtieth street, and that its sole authority is in the old Hudson River franchise which gives the road permission to use the streets subject to regulation by city ordinances. Mr. Burr declared that the dummy engines pulling long trains of freight cars through the downtown streets at all hours of the day and night are threatening the growth of the West Side, because the trains extend for four or five blocks and prevent the passage of pedestrians and vehicles. He told of the many deaths resulting from the use of the locomotives, and said it would be an unusual state of affairs if the city couldn't regulate the use of its streets for the safety of the citizens.

Charles E. Brown, appearing for the railroad company, said that the present injunction proceeding is only an effort to bring up in a different form the questions that were presented before Referee Herrick and decided in favor of the railroad company. He said that by Referee Herrick's ruling the railroad has a right to use the streets, and he asked how it was to use them if it couldn't operate steam locomotives. He said the injunction asked for should not be granted because on the appeal of the city to the Appellate Division from Referee Herrick's decision the rights of both the city and the railroad company will be definitely determined. If the railroad company has a right to use the streets for railroad purposes it certainly has the right to run locomotives over them.

Mr. Brown said he had the names of over 6,000 merchants who have freight now in transit on the railroads and on the ocean that cannot be delivered if the New York Central is enjoined from using locomotives. Before the city stops the use of dummy engines it must suggest some other means of locomotion by which the railroad company can move its freight. On the question of the deaths resulting from the locomotives Mr. Brown said that more persons are killed on the other avenues and streets of the city than on Eleventh avenue.

Morgan J. O'Brien announced that he appeared for the Chelsea Association of Merchants and Manufacturers, all of whom would be injured if the use of locomotives is stopped. Mr. Burr retorted that many of the firms and individuals on the list of Mr. O'Brien's clients are out and out friends of the New York Central, but Mr. O'Brien insisted that they were greatly concerned over possible damage to their own business. He said they have spurs running from the railroad tracks to their warehouses and factories and that interference with the running of locomotives would damage them seriously. He insisted that no injunction should be issued, at least until after a trial of the issues presented.

The Court reserved decision.

TWO CHISHOLM ATTACHMENTS.

Crucible Steel Company Acts Against Cleveland Man on $3,090 Claim.

Sheriff Shea received two attachments yesterday aggregating $3,090, against Stewart H. Chisholm in favor of the Crucible Steel Company of America, which were granted on the ground of non-residence. One was obtained in the Supreme Court for $2,340 on a claim that he failed to pay for merchandise sold the Long Arm System Company of Ohio, payment of which he guaranteed, and the other was obtained in the City Court for $150 because it was alleged he failed to pay a note of the Long Arm System Company. Deputy Sheriff Metzger served the attachments on the Knickerbocker Trust Company.

Mr. Chisholm is reported to be a millionaire iron founder of Cleveland, Ohio. Aug. 23.—E. S. Cocke, receiver since July of this year for the Long Arm System Company of this city, which Stewart H. Chisholm of this city is president, expressed surprise to-night that attachment had been issued in New York for the property of Mr. Chisholm. He said that he could not understand and that whatever was attached was personal property and have nothing to do with the Long Arm System Company's property, of which he is in charge. He did not understand, he said, the details of guarantees by Mr. Chisholm in behalf of the Long Arm System Company, but said he knew there were guaranteed amounts.

Mr. Chisholm, who is president of the Chisholm-Moore Manufacturing Company, one of the iron founders of this city, is now away here from New Mexico, where he went for some time. He is expected here soon.

The Long Arm System Company for several years has been devoting its energy to the manufacture of automobile parts. At that time it had been installing such systems in vessels. The company has a plant in East Thirty-eighth street.

Buffalo, Aug. 23.—When asked regarding attachments issued against Stewart H. Chisholm in New York to-day by Deputy Sheriff John A. Sutton of the Crucible Steel Company said to-night:

"It is practically a private matter, nothing whatever to do with our company. We have had trouble of the sort we have been suggested. We are trying to collect a debt we owed and further than that will

Court Calendars This Day.

Appellate Division: Recess. Special Term: Part I. Motions, 10 A. M. Part II. Ex parte matters. Part III. Probate. Surrogate's Court: Probate, Amos Kelly, Hicks Sailor, Mary E. Brodsky, Adolph Weisman, Abraham Cohn, Robert G. Cheesbrough, 10 A. M. City Court opens at

GOSSIP OF WALL STREET.

For the first time since the market touched the top figures on the recent rally selling orders in this market from abroad ceased yesterday and London houses were even reported to have turned buyers on a small scale. Since the July 26 break, when the foreigners bought heavily of our securities, London operations in this market have been closely watched, and in a dull market like the present even this slight sign of an apparent change of attitude did not escape the notice of the Wall Street speculator.

About the only noteworthy development in the financial district yesterday was a continuation of the upward movement in the price of the cotton option expiring with the present month. A bull speculation in this option has been carried on similar to that in the months of May and July, but the price reached in the present month of 16.60 is higher than that reached on either of the two previous occasions and indeed is the highest touched since the famous Sully boom, when cotton sold up to 17 cents. The present price for August delivery of 16.60 compares with a low of last week of 15.41 and with 14.40 for September and 13.68 for October deliveries.

The prospects of a good showing for July by the railroads of the country were not increased yesterday by the publication of the Panhandle's report for that month, which, like the Baltimore and Ohio, exhibited a sharp decrease in net earnings in the face of a considerable increase in gross receipts. July earnings statements will show more fully than any others the results of the increased wage schedules, as many of these increases did not go into effect until the first of the new fiscal year.

A despatch from Butte containing an interview with the president of the Amalgamated Copper Company was read with interest in view of the many conflicting stories as to whether there is or is not a curtailment of copper production going on in the country. Mr. Ryan stated that while there had been no agreement to curtail production, such a movement was in fact going on throughout the country and was not confined to any one district.

The report of the twenty different railroads owned by the United States Steel Corporation for the fiscal year ended June 30 is an interesting document. The combined mileage of these roads is 1,541 miles, of which the Bessemer and Lake Erie, the Duluth and Iron Range, the Duluth, Missabe and Northern, the Elgin, Joliet and Eastern and the Union Railroad of Pennsylvania contribute 1,475 miles of road. Gross earnings were $47,797,178, an increase of $13,558,733; operating expenses and taxes, $24,160,721, and net earnings, $23,636,407, an increase of $7,215,682. The roads are not bothered by any passenger traffic to speak of and the cost of conducting transportation is therefore low, the average operating ratio being about 50.5 per cent.

Compilations are already being made of the dividend and interest payments to be made around the first of September. Estimates place the amount of these disbursements at $100,000,000, an increase of $20,000,000 over the corresponding month a year ago. It used to be the custom in Wall Street, and not so long ago, to look out in the bond market and elsewhere for signs of a reinvestment of funds released at this time. Nowadays the increased cost of living is credited with absorbing a large portion of them. In the nine months of the year thus far disbursements of this kind are estimated to aggregate approximately $1,194,310,000. It would be interesting to know just how much of this enormous total has found its way back into investments.

The Chesapeake and Ohio dividend meeting, which was postponed last week on account of inability to secure a quorum, has been set for Thursday. The passing some time ago of the August dividend on the Chicago and Alton, another Hawley property, caused considerable apprehension of a similar cut in the Chesapeake and Ohio dividend, and at the beginning of the present month these shares sold down to 65. In the last fortnight, judging from the action of the stock, which has risen to 70, fears of a reduction in the distribution have become considerably less acute. The stock was established on a 5 per cent. basis early this year.

MISCELLANEOUS MARKETS.

Coffee Declines, Then Advances. Provisions Lower.

Coffee declined early owing to disappointing cables from Havre and Hamburg, where prices were under bearish pressure, and scattered liquidation. But later on an upturn occurred on renewed local and outside buying. Brazilian crop advices by mail were bullish and added that the Vice-President of Sao Paulo in his annual message to the Brazilian Congress stated the amount of valorization coffee remaining at only 6,816,000 bags.

Spot coffee firm. Rio No. 7, 9½c. Futures closed steady at an advance of 5 to 10 points. Sales, 78,000 bags. Havre declined ¼ to ½ f. and Hamburg ¼ to 1 pfg. Rio advanced 175 reis exchange unchanged at 17 1-16d. receipts for two days, 21,000 bags, stock, 292,000. Santos was unchanged to 50 reis higher; receipts for two days, 35,000 bags, stock, 1,020,000. Sao Paulo receipts, 37,000 bags. Consumption, 45,000. Prices here are to-morrow:

	Higher.	Lower.	Closing.	Prev. close.
September	7.65	7.50	7.65@7.70	7.50@7.60
December	7.90	7.75	7.90@7.95	7.80@7.85
March			8.12@8.20	8.02@8.07
May	8.05	7.88	8.05@8.07	7.95@7.97

Provisions. Lard dull. August, 12.30; October, 12.25@12.37½; January, 11.00@11.05. Prime Western, $12.55; refined Continent, $12.75. South American, $13.25. Pork quiet mess, $24.50@$25. Beef steady; family, $18@$19.50. Butter: Creamery, extras, 30½c. Cheese: State, whole milk, colored or white, fancy, 15½c. Eggs: Western, fresh, 22@23c. Potatoes: on spot, 90@1.25 to 100. August, 70@75c. October, 80@85c. December, 1.12@1.15. January, 7.10@7.12½. Chicago, Aug. 23.—Provisions advanced early on a higher hog market, but reacted later on heavy liquidation. Prices were as follow:

	Open.	High.	Low.	Close.	Prev.
Lard	ing.	est.	est.	ing.	Close.
Sept	12.15	12.15	11.92½	11.92½	12.10
Oct	12.12½	12.15	11.92½	11.95	12.05
Nov	11.60	11.62½	11.40	11.40	11.55
Jan	10.80	10.82½	10.52½	10.52½	10.65
Ribs					
Sept	12.60	12.65	12.37½	12.37½	12.57½
Oct	11.85	11.90	11.62½	11.62½	11.80
Jan	9.77½	9.77½	9.62½	9.62½	9.80
Pork					
Sept	21.50	21.45	21.27½	21.30	21.47½
Oct	20.95	20.95	20.80	20.80	20.80
Jan	18.15	18.15	18.00	18.00	18.20

Sugar. Raw was firm. Centrifugal, 96 test, 4.45c. Muscovados, 89 test, 3.95c. Refined was firm. Granulated, 5.25c.

Naval Stores. Spirits of turpentine, 72@75c. Common to good strained rosin, $5.50.

The Metal Market.

The copper market yesterday was a shade lower. Lake was quoted at 12¾@13c and electrolytic at 12⅝. Prices for standard copper closed as follows:

	Yesterday.		Monday.	
	Bid.	Asked.	Bid.	Asked.
Spot	12.20	12.35	12.20	12.40
September	12.22½	12.35	12.20	12.40
October	12.22½	12.30	12.20	12.40
Lead	4.40	4.50	4.40	4.50
Spelter	5.35	5.40	5.35	5.40
Tin	34.45	34.62½	34.00	34.37½

London prices were:

	Saturday.	Monday.
	£ s. d.	£ s. d.
Copper, spot	55 17 0	55 18 0
Copper, futures	56 6 0	56 11 3
Tin, spot	155 15 0	155 18 0
Tin, futures	156 2 6	155 0 0
Lead	12 10 0	12 9 6
Spelter	22 15 0	22 17 6
Pig iron, G. M. B.	50 0	50 0

PUTS UP $350,000 BOND.

Ford Motor Co. Gets Injunction Regarding Selden Patent Suspended.

The Ford Motor Company, which was sued in the Federal courts here by the holders of the Selden patent for infringement, filed a bond yesterday afternoon for $350,000 so that the injunction against the company may be suspended pending an appeal to the United States Circuit Court of Appeals.

The filing of the bond was made in pursuance of an order signed by Judge Hough in the Circuit Court. The United States Fidelity and Guaranty Company furnished the bond.

ART DEALER FISHEL FAILS

$100,000 CREDITORS FORCE HIM INTO RECEIVERS HANDS.

They Say He Made Preferential Payments of Insurance Moneys After His Partners' Deaths. Bank Enjoined From Suing. Picture Values Are Disputed.

A petition in bankruptcy was filed yesterday against Aaron A. Fishel, who did business as Fishel, Adler & Schwartz, dealers in oil paintings, engravings, &c., at 15 East Thirty-ninth street. Judge Hough appointed Irving M. Dittenhoefer receiver. The liabilities are said to be about $100,000, unsecured.

The bankruptcy petition was filed by James, Schell & Elsas, attorneys for several creditors. It was alleged that Mr. Fishel was insolvent and had made preferential payments. The receiver was appointed at the request of a committee of creditors which has been in charge of the business for a month. The Judge authorized him to conduct the business until further orders. The Judge also enjoined the Holyoke National Bank from continuing a suit against Mr. Fishel until permitted to do so.

The creditors' committee consists of representatives of the Lincoln National Bank, the National Butchers and Drovers Bank, Stern Bros. & Co. and Heidelbach, Ickelheimer & Co. of this city and the Central Bank of Rochester.

At a meeting of creditors on August 19 the committee reported serious difference of opinion between it and Fishel as to the value of some of the assets, including paintings, plates, watercolors and photogravures. The Holyoke National Bank, a creditor for $2,256, declined to be bound by the action of the meeting in recommending a receivership.

Among other creditors are the Lincoln National Bank, $17,838; J. B. Greenhut, $11,000; Heidelbach, Ickelheimer & Co., $9,891; the National Butchers and Drovers Bank, $8,250; the Commission Merchants Association, $6,900; Stern Bros. & Co., $2,600; Central National Bank of Rochester, $4,500; Utica Trust and Deposit Company, $6,750; Union National Bank of Troy, $4,500, and Trust and Deposit Company of Onondaga County, Syracuse, $2,250.

The business was started in 1878 at 94 Fulton street. It moved to 373 Fifth avenue in January, 1896, to cater to a better class of trade. In 1903 it moved to 313 Fifth avenue, where a fine gallery was fitted up. In January, 1909, the business was moved to 15 East Thirty-ninth street. Mr. Schwartz died in August, 1892, and Mr. Adler died on March 10, 1908, after which Mr. Fishel became sole owner of the business. The firm carried considerable copartnership life insurance payable to the surviving member, and it was said after Mr. Adler's death that Mr. Fishel turned over to the Adler estate the insurance payable to Mr. Fishel and gave his note to the estate, due in five years, in payment for the balance of Mr. Adler's investment in the business.

A statement of the financial condition of the business in October, 1908, showed assets $325,000 and liabilities $46,000.

Stanley W. Dexter has been designated as special master in the case.

CHRISTIAN SCIENCE MINING.

Federal Court Denies Injunction on Coal Company's Disbursements.

A preliminary injunction to restrain William H. Taylor of the Enterprise Coal Company, organized to operate about 8,000 acres of coal lands in Arkansas known as the Christian Science Mines, from repaying to himself any of the money advanced by him until the other promoters can ascertain how much Taylor really advanced and the court can determine the manner of repayment was denied yesterday afternoon by Judge Hough in the United States Circuit Court. A suit for an accounting was filed against Taylor and several other well known followers of Mrs. Eddy, including Virgil M. Strickler, Mrs. Augusta E. Stetson, and Robert Adams, by Helen F. Strickler in the State Supreme Court, but was transferred subsequently to the Federal courts.

Taylor, the chief defendant in this action, asserts that he advanced practically all the money necessary to finance the Enterprise Coal Company and that there is now due him about $280,000.

"Under such circumstances," Judge Hough says, "the business situation appeals very strongly to the court, for why should the hands of the only person financially able to handle the business be tied when all the other parties interested openly admit their inability to do anything constructive? Merely destructive action is never looked upon with favor."

There was an agreement whereby Taylor was to furnish the necessary working capital up to the time when the leases of the coal lands were to be transferred to the Enterprise Coal Company. These advances were to be repaid either in cash or other obligations of the corporation legally authorized. Taylor by this arrangement was to be repaid as soon as the coal company was incorporated and the bonds issued for the purchase of the property. The complaint, however, says that Taylor agreed to put up all the money needed and to run the business for an indefinite period, taking his pay in corporate bonds ranking equally with all other sorts of indebtedness which might exist when the corporate bond issue was authorized. Judge Hough has small sympathy with this view.

"As a matter of common sense," he says, "it is incredible that any business man should make such a bargain, and there is nothing in the contract between the parties to render it necessary to believe that such a bargain was made."

HOCKING POOL SUIT.

Trustee of Lathrop, Haskins & Co. Asks $275,000 From Berthold Levi.

Henry D. Hotchkiss, trustee in bankruptcy of the Stock Exchange firm of Lathrop, Haskins & Co., which went down in the Hocking pool collapse, has brought two suits against Berthold Levi, a sausage manufacturer, as the result of the sudden drop in Hocking stock. One suit is for $260,000 on the purchase of Hocking stock, and the other for $15,000 as the amount due on dealings in other stocks and bonds.

Levi has filed a counter claim alleging that as a customer of Lathrop, Haskins & Co. he was a member of the Hocking pool and is entitled to any profits that were made. He thinks such profits are in excess of the amount he is sued for, and he asked Justice Page for permission to examine the brokers' books to find out. The Court denied the application yesterday and Levi at once appealed.

Boy Burglars Sentenced.

The "Savage Seven" troupe of boy burglars were sentenced yesterday by Judge Hoyt in the Children's Court for wrecking the house of Edward Davis, a contractor, at 301 West Eighty-fourth street. Henry Ratty, 14 years old, and John O'Connell, 12, were sent to the protectory for an indefinite time. All the others, except Peter Bishop and Jimmie Waters, the nine-year-old leader of the gang, were paroled. Peter was sent to a farm to learn to be good and Jimmie was handed over to his mother on condition that she move out of the district at West End avenue and Fifty-sixth street, where the members of the gang live.

Complete Stock Tables.

The Wall Street edition of THE EVENING SUN contains all the financial news and the stock and bond quotations to the close of the market. The closing quotations, including the bid and asked prices, with additional news matter, are contained also in the night edition of THE EVENING SUN—Adv.

CHICAGO CONSOLIDATED TRACTION COMPANY

BONDHOLDERS' PROTECTIVE COMMITTEE

TO THE HOLDERS OF THE 4½% GENERAL MORTGAGE BONDS OF THE

Chicago Consolidated Traction Company:

The undersigned have consented to act as a Committee for the purpose of protecting the rights and interests of the holders of the above bonds. A limited group of bondholders, acting through a Committee, have already obtained judgment against the Chicago Railways Company. There is grave reason to apprehend that, unless immediate steps are taken to enforce the payment of the guarantee upon outstanding bonds, the claims of such bonds will be disregarded in the proposed reorganization of the property, and will be made the subject of unfair discrimination in the adjustment of new securities. It is therefore important that the holders of such bonds, of which there is still a considerable number outstanding, should act at once in co-operation for the protection of their rights.

For this purpose the undersigned have been constituted a Bondholders' Protective Committee, and have executed and lodged a Deposit Agreement with the **Windsor Trust Company** of New York, as Depositary. Holders of the 4½% General Mortgage Bonds of the Chicago Consolidated Traction Company are invited to become parties to the agreement by depositing their bonds on or before **September 10, 1910**, with the **Windsor Trust Company**, No. 59 Cedar Street, New York City, in negotiable form, with coupons of and subsequent to **June 1, 1908**. Certificates of deposit will be issued for bonds deposited.

Bondholders are earnestly recommended to lose no time in depositing their bonds.

Dated, August 23, 1910.

R. R. GOVIN, Chairman.
GEORGE W. YOUNG.
ARCHIBALD S. WHITE.
Committee.

JAMES RUSSELL SOLEY, New York;
MAYER, MEYER, AUSTRIAN & PLATT, Chicago,
Counsel.

TEN EYCK B. BEARDSLEY, Secretary,
59 Cedar Street, New York City.

THE COTTON MARKET.

A Further Rise. Texas Drought Continues. Liverpool Stronger Than Due. August Shorts Cover. Bullish Crop Reports. Some Consider Bullish Features Discounted in the Price.

WEATHER FORECAST FOR THE COTTON STATES.

For North Carolina, fair in eastern, local showers in western part to-day; to-morrow showers, light to moderate southerly winds becoming variable.

For South Carolina, partly cloudy to-day to-morrow showers, light to moderate south easterly winds becoming variable.

For Georgia, partly cloudy to-day; showers in southern part to-morrow showers; light to moderate east to southeast winds, becoming variable.

For Alabama, partly cloudy to-day and to-morrow, with local showers in southern part; light variable winds.

For Mississippi, partly cloudy to-day; showers in southern portion, to-morrow partly cloudy; light variable winds.

For Louisiana, fair in western, showers in eastern part to-day; to-morrow fair; light to moderate southeast to south winds.

For eastern Texas, fair, continued warm to-day; to-morrow partly cloudy, probably showers and cooler in northwestern part; moderate south eastern winds on the coast.

For western Texas, fair to-day, slightly cooler in the Panhandle; to-morrow showers, and cooler, fair in southeastern part.

For Arkansas, fair to-day, cooler in northwestern part; to-morrow partly cloudy and cooler, probably showers in northwestern part.

For Tennessee, partly cloudy to-day and to-morrow, with local showers in central and eastern parts; cooler to-morrow in western part.

For Kentucky, showers to-day or to-night and probably to-morrow; cooler to-morrow.

With important sections of Texas still suffering from drought, with Liverpool unexpectedly strong and with foreign and American shorts in August covering prices continued to rise. August was in the van, advancing at one time over a dollar a bale and establishing a new high record, while the next crop moved up roughly 75. The detailed Texas weather report showed that the State was rainless, while maximum temperatures were indicated at twenty-five stations of 100 to 107 degrees. Returns as to temperatures were missing from nine stations. No rain was predicted, though the prospects were for cooler temperatures. Reports of steady deterioration in the condition of the plant continued to be received from many localities of Texas. Further complaints were in circulation of damage from hot winds. A tropical storm was reported in the Caribbean Sea. Liverpool at one time was equal to 11 to 21 American points higher. Continental and English shorts were covering on both sides of the water. The short account in August has been materially reduced of late, but there is believed to be a considerable interest still left. It was rumored that New Orleans bulls are long of August-September in Liverpool and will accept delivery of the cotton. Reports of a spotted condition of the crop were received from some localities in the eastern belt. The letter from Edison, Ga., said in part: "The crop taken as a whole all over southern and southwestern Georgia is the poorest in years. Is burning in spots for want of moisture. In other spots it was ruined by wet weather shedding, rust and various insects."

Some claimed that the present outlook is for a large yield in the eastern belt and that August weather conditions in September and September conditions into October will be necessary to bring about this result. Special reports to Gale & Nash from individual correspondents in Texas of 102.9 per cent. or only 2.9 per cent better than at this time last year. The weekly Government weather report said that showers occurred in Texas on five days, with heavy amounts in some north central and coast counties that 24 per cent of the stations reported appreciable precipitation, and of this number 26 per cent reported from one inch to more than 4 inches, from 1 to over 2 inches; that the week closed hot and dry, and rain is badly needed in many localities. The Mercantile Cotton Crop Reporting Corporation issued its monthly report indicating a crop of 10,370,000 bales, against an indicated crop last month of 10,404,000 bales, two months ago of 11,095,000 bales, last year of 10,341,000 bales. Spot sales were officially reported here of 15,500 bales, making a total for two days of over 35,000 bales. The local certificated stock showed a further small decrease. The exports from New York were again large, amounting to over 100,000 bales. Prominent New Orleans and Texas interests bought the winter months. Commission houses made our losses on local Wall Street and Western account. Spot interests and spinners bought to some extent.

On the 23d inst. August futures liquidated, not wishing to follow the upward movement any further. Some who believe in considerably higher prices ultimately are disposed to accept profits for the time being on relatively small advances. Southern selling against the spectacular cotton continued. More favorable crop reports were received, especially from Oklahoma, Arkansas and Alabama, and also from parts of Georgia and the Carolinas as well as from northern Texas and northern Mississippi. Well known people at Anniston, Ala., stated that the condition of the plant was 10 per cent better than a month ago. Little Rock spot interests declared that with a late frost Arkansas would raise 950,000 bales. Some believe that many of the local crop reports from Texas are exaggerated. Special reports to the Galveston News from Oklahoma made the condition 130.6 per cent, or 30.6 per cent better than last year. The weekly Government report, aside from its reference to Texas, was in the main favorable. Meanwhile the movement of the new crop is expanding and some believe that ere long it will prove a burden upon the markets of the South unless the spot demand increases materially. Yesterday, however, bullish sentiment was dominant. It is still to a large extent a weather market, and to no means a broad one. Many are disposed to proceed cautiously, but there are not a few experienced members who are of the type who believe that purchases, especially on setbacks, are attended with less risk than sales. Others, however, contend that anything bullish in the situation has been discounted and that with August out of the way prices are likely to seek a lower level. Still others prefer to hold aloof from the market until the publication of the monthly bureau report of September 8, the data for which will be gathered the morrow.

Buyers reported were Messrs. Scales, Norden, Carpenter, Hayne, Bache, Logan, Hutton, Riordan, Brown, Cone, Schill, sellers, Messrs. Springs, Hubbard, Moyse, Weld, Gwathmey, Ball. Texas official temperatures: Henrietta, Dallas and Greenville, 100 degrees; Quanah and Waxahachie, 106; Corsicana and Mexia, 107; Lampasas and Waco, 104; Ballinger, Weatherford, Paris, Dublin and Cuero, 107; Abilene, Longview, Kerrville and Brenham, 102; Taylor, Luling, Wharton and San Antonio, 100.

C. H. Hudson & Co. said: "We do not believe that the bull party can make any great headway in the face of practical paralysis in the mill industry and we therefore advise sales on all spurts." Logan & Bryan said: "The mills of the world, when they all open will need over 1,000,000 bales every month to run. The South will not sell more than 1,000,000 bales in a hurried way and will not sell any cotton at sacrifice prices. We feel higher prices are inevitable."

Futures advanced 14 to 21 points, the latter on August, but lost part, closing barely steady at a net rise of 6 to 14 points. Estimated sales, 250,000 bales. Prices as follows:

	High est.	Low est.	Clos ing.	Prev Close
August	16.61	16.48	16.52@16.54	16.30@16.40
September	14.45	14.36	14.36@14.38	14.28@14.29
October	13.71	13.63	13.63@13.64	13.57@13.58
December	13.62	13.51	13.54@13.55	13.47@13.48
January	13.61	13.48	13.53@13.54	13.44@13.45
March	13.65	13.55	13.55@13.59	13.49@13.51
May	13.67	13.57	13.62@13.64	13.55@13.56

New Orleans futures were as follows:

	Opening.	High est.	Low est.	Closing.	Prev. Close.
August	15.30	15.45	15.30	15.43	15.18
October	13.38	13.48	13.38	13.43	13.34
December	13.39	13.47	13.39	13.41	13.33

Spot cotton here advanced 15 points. Middling, 16.55c. Delivered on contracts, 2,000 bales. Southern spot markets were ⅛c. higher to 1-16c. lower. Houston sold 5,783 bales, Galveston, 2,359; New Orleans, 325.

In Liverpool spot cotton advanced 7 points. Middling, 8.39d. Sales, 3,000 bales, including 300 for speculation and export; imports, 11,000. Futures advanced 7 to 10½ points, but lost part, closing 6 to 9½ higher. Prices as follows:

	12 15 P. M.	Closing.	Prev. Close.
August	8.15	8.14	8.04½
August-September	7.81½	7.81½	7.73½
October-November	7.23½	7.22	7.16
January-February	7.10½	7.09½	7.03½

Liverpool is due to come 1 point higher to 2 lower to-day.

FORGED RAILROAD TICKETS.

Lackawanna Stenographer Accused of Selling Passes to Buffalo for $6.

On a charge of forgery in the execution and issuance of passes for transportation from Hoboken to Buffalo and return on the Delaware, Lackawanna and Western Railroad Harold L. Rich, 21 years old, a stenographer employed by the railroad for the last month, was held in $2,000 bail for trial by Magistrate Steinert in the West Side police court yesterday. He waived examination.

The complainant against him was Chief Clerk William G. Cave, who has charge of the New York offices at 90 West street. He said the passes, if used, represented a loss to the company of $312 in transportation charges. Rich lives at 588 East 140th street. According to Detective Barber, who arrested him, the stenographer obtained a number of blank passes bearing the signatures of Clerk Cave and President Truesdale. These he filled out with fictitious names and offered to sell them at $6 each. He did succeed in selling a few in the neighborhood of Broadway and Forty-second street, but one of the purchasers, George Betts, who lives at 508 West Forty-second street, notified the railroad company. Rich's arrest followed. It is a forgery under the interstate commerce law to fill out a railroad pass with a fictitious name.

MARINE INTELLIGENCE.

MINIATURE ALMANAC THIS DAY

Sun rises, 5.14; Sun sets, 6.43; Moon rises, 9.04

HIGH WATER THIS DAY

Sandy Hk, 9.55; Gov Island, 10.22; Hell Gate, 12.15

Arrived TUESDAY, August 23

Ss Kronprinz Wilhelm, Bremen, Aug 16.
Ss Berlin, Genoa, Aug 11.
Ss Wells City, Swansea, Aug 10.
Ss Grosser Kurfuerst, Bremen, Aug 15.
Ss Saxonia, Barrow, Aug 11.
Ss Clement, Barbados, Aug 16.
Ss Advance, Cristobal, Aug 16.
Ss Saratoga, Havana, Aug 20.
Ss Prinz August Wilhelm, Kingston, Aug 18.
Ss San Juan, San Juan, Aug 17.
Ss Westfalia, Malanzas, Aug 17.
Ss Sabine, Key West, Aug 18.
Ss Denver, Galveston, Aug 17.
Ss Mohawk, Jacksonville, Aug 20.
Ss El Monte, New Orleans, Aug 17.
Ss El Paso, Galveston, Aug 17.
Ss Jefferson, Norfolk, Aug 22.
Ss Carib, Wilmington, N. C., Aug 20.
Ss Hilmera, Baltimore, Aug 21.

ARRIVED OUT

Ss George Washington, at Cherbourg from New York.
Ss Lusitania, at Liverpool from New York.
Ss Prinzessin Irene, at Gibraltar from New York.
Ss Furnessia, at Glasgow from New York.

SAILED FROM FOREIGN PORTS

Ss Caronia, for New York from Liverpool.
Ss Kaiser Wilhelm II., for New York from Bremen.

OUTGOING STEAMSHIPS.

	Mails close	Vessels sail
Sail To-day.		
Campania, Liverpool	5 30 A M	9 00 A M
Adriatic, Southampton	6 00 A M	9 30 A M
Trent, Bermuda	8 00 A M	10 00 A M
Iroquois, Jacksonville		1 00 P M
Rio Grande, Galveston		1 00 P M
Sabine, Tampico		1 00 P M
Jefferson, Norfolk		3 00 P M
Sail To-morrow.		
Bremen, Bremen	7 00 A M	10 00 A M
La Touraine, Havre	7 00 A M	10 00 A M
Mexico, Havana	9 00 A M	12 00 M
Antil, Hayti	11 00 A M	1 00 P M
Almirante, Jamaica	9 30 A M	12 00 M
Cherokee, Santo Domingo	11 00 A M	1 00 P M
Westlands, Pernambuco	11 00 A M	4 00 P M
Eastern Prince, Rio Janeiro	12 00 M	3 00 P M
Basil, Para	12 00 M	3 00 P M
Whitgift, Montevideo	12 00 M	3 00 P M
Regina d'Italia, Naples		11 00 A M
Saint Anna, Marseilles		12 00 M
Carpathia, Gibraltar		12 00 M
City of Atlanta, Savannah		3 00 P M
Princess Anne, Norfolk		3 00 P M
Sail Friday, August 26.		
Segurance, Nassau	12 00 M	3 00 P M
Prins der Nederlanden, Hayti	11 00 A M	1 00 P M
Cayall, Para	12 00 M	3 00 P M
Mohawk, Jacksonville		1 00 P M
Hamilton, Norfolk		3 00 P M

INCOMING STEAMSHIPS.

Due To-day.		
Potomac	Seville	Aug 5
Themistocles	Palermo	Aug 9
Mesaba	London	Aug 13
Coppename	Trinidad	Aug 16
Europa	Naples	Aug 12
Guiana	St. Thomas	Aug 19
Due To-morrow.		
Mauretania	Liverpool	Aug 20
Teutonic	Southampton	Aug 17
Trinidad	Quebec	Aug 19
Florizel	St. Johns	Aug 20
Comus	New Orleans	Aug 20
City of Columbus	Savannah	Aug 20
El Sigio	Galveston	Aug 19
Due Friday, August 26.		
Duca d'Aosta	Naples	Aug 18
Pennsylvania	Hamburg	Aug 14
Santa Marta	Santa Marta	Aug 14
Monterey	Havana	Aug 23
Colorado	Galveston	Aug 20
Prudentia	New Orleans	Aug 21

By Marconi Wireless.

Ss Pennsylvania, for New York, was 765 miles east of Sandy Hook at 6.25 A. M. yesterday.

Ss Mesaba, for New York, was 275 miles east of Sandy Hook at 11 A. M.

Ss Mauretania, for New York, was 1,250 miles east of Sandy Hook at 3.30 P. M.

Ss Duca d'Aosta, for New York, was 300 miles southeast of Cape Race at 8 P. M.

FRENCH BANKERS SYNDICATE, willing to place entire issue of American railroad or industrial bonds and stocks, will consider any sound proposition. Write and send particulars. Address "Bankers," care Doremus & Co., 44 Broad St., New York.

Wood Worsted Mills

The Wood Worsted Mills Construction and Equipment 4½ per cent notes due September 1, 1910, amounting to $2,000,000, will be paid at the offices of BROWN BROTHERS & CO., New York, Boston and Philadelphia.

CLARENCE J. BODFISH, Treasurer.

WHAT STOCK EXCHANGE HOUSE WANTS A MANAGER WITH BUSINESS BRAINS, PERSONALITY AND COMPLETE EXPERTISE? ULTIMATE PARTNERSHIP DESIRED. BURTON, BOX 107 SUN.

Executor — Trustee

Chartered 1822

The Farmers' Loan and Trust Company,

Nos. 16, 18, 20 & 22 William Street.
Branch Office, 475 Fifth Avenue,
New York.

LONDON 18 Cockspur St. 18 Bishopsgate St. Within. — PARIS, 41 Boulevard Haussmann

Travelers' Letters of Credit. Foreign Exchange.

Administrator — Guardian

ESTABLISHED 1888

Franklin Trust Company

140 BROADWAY, NEW YORK — 166 MONTAGUE STREET, BROOKLYN
569 FULTON STREET, BROOKLYN

This Company has the resources, organization and connections which enable it to be of the utmost service to its customers. It cordially invites the accounts and trust business of corporations, firms and individuals, to whom it extends the facilities acquired through twenty-two years of service to the business community.

TRUSTEES

HUGH D. AUCHINCLOSS, UNION N. BETHELL, JOSEPH E. BROWN, WM. ALLEN BUTLER, CHARLES B. DENNY, CROWELL HADDEN, HENRY HENTZ, HENRY C. HULBERT, WILLIAM B. LANE, M. D., WILLIAM G. LOW, H