

SKENE A SIMMONDS CLIENT

SONEBODY IS WITHHOLDING BOOKS OF OLD SIMMONDS FIRM.

Bankrupt Says They Show He Did a Legitimate Business—Also Would Show Whom He Did the Business For—Ancheater's \$500 "Only a Book Entry."

Frederick Simmonds, the bankrupt consolidated Stock Exchange broker, is likely to be asked to-day in the bankruptcy hearing before United States Commissioner Alexander what became of the books of Frederick Simmonds & Co., after whose dissolution in November, 1909, Simmonds did business in his own name. It was said yesterday that Simmonds knows where the books are and is anxious to get them to help him prove that he did a legitimate brokerage business, but that somebody who has them will not give them up.

Who this somebody is neither Mr. Simmonds nor his lawyer would say. When Abner S. Werblin, counsel for Receiver Thomas D. Hewitt, was asked if he knew he replied: "I know that it has been reported to me that information as to the missing books could be procured from Frederick Skene, formerly State Engineer. In the only book we have, a ledger, it appears that he had a marginal account with Frederick Simmonds & Co. and had a balance of \$150.00. I will now try to tell you the facts about the books."

As the story was told yesterday, when the bankruptcy hearing at the end of a short session had been adjourned to 11 o'clock this morning, Simmonds turned over his books to the unidentified somebody and got a receipt. He can't get the books back now, it was said, because a former State official's name appears in them and the official doesn't care to have it appear that he had dealings with the Simmonds firm. David L. Podell, Simmonds's lawyer, said yesterday: "The books of the former concern, Frederick Simmonds & Co. have not been in Mr. Simmonds's possession for over six months, and he will tell to-morrow, if questioned, just what became of them and his efforts to secure their return."

One of the witnesses yesterday was Henry Ancheater, Simmonds's reputed partner, formerly a salesman for B. H. Sheffels & Co. and the source of information which helped George S. Scarborough, special agent of the Department of Justice, to put the Sheffels-George Graham Rice outfit out of business. After leaving Rice Ancheater allied himself with Simmonds and recently resigned with Simmonds and recently resigned from the Federal service because of the discovery of that fact.

Lawyer Werblin asked Ancheater yesterday about a check which Ancheater left in Simmonds's office, just before he went to Chicago last winter. Ancheater replied that he wished it to appear that Simmonds was stronger than he really was, as he didn't know what might happen in his absence.

"Then you knew that Simmonds was short of money?" the lawyer asked. "Well, I knew he didn't have a barrel of it," Ancheater replied.

Ancheater said in reply to a question that the \$500 which the books credit him with depositing by the plan of Ancheater and Scarborough was really only a book entry.

ELEVENTH AVENUE TRACKS. Majority Report in Favor of Water Transportation Below Thirtieth Street. The special committee of the Board of Estimate which was appointed to recommend plans for doing away with railroad tracks on the surface of Eleventh Avenue reported yesterday. There was a majority and a minority report and both were laid over for two weeks.

The majority of the committee urge that the present tracks of the New York Central should be put underground from Sixth street to Thirtieth street and that at this street a large terminal station should be built whereby freight can be carried below Thirtieth street on floats to be delivered at other terminals to be built along the waterfront. For the purpose of carrying out this scheme it is recommended that the Legislature should authorize the city to acquire the company as extend south of Thirtieth street. The committee states that under this plan the surface tracks in the region could be done away with in six months and the freight and passenger traffic in the lower part of the city will be facilitated rather than hindered. The committee urges the board to request the other railroads to accept the plan to accept the plan to conform with a view to accepting the unit terminal plan and to submit their conclusions to the board within ninety days.

The United States Industrial Alcohol Company has made application to the Stock Exchange to list \$12,000,000 common and \$6,000,000 preferred stock. The company is a subsidiary of Distillers Securities and was organized to take advantage of the majority of its stock is held by Distillers in a voting trust. The preferred has no voting rights, but is a 7 per cent stock with dividends guaranteed by Distillers.

The February earnings of the National Railways of Mexico did not reflect any serious disturbances in Mexico. Though there was a decrease of \$213,000 in net earnings, gross earnings increased by \$78,000.

National Biscuit common established a new high record at 135. A little over ten years ago the stock sold at 23. Yesterday's high price represented an advance of more than 17 points since the first of the year. For the reason some of the explanations is the low price of wheat, which enables the company to manufacture at much less cost than a year ago. In July last year, for instance, wheat sold at 29 cents a bushel, whereas the price at which the company option could have been purchased yesterday.

Some of the financial adventurers who have been as unenterprising as two spots since the Government rounded up the bucket shops were seen swaggering around Wall Street for all the world like face cards again after the news came that the court of the District of Columbia has declared a Federal bucket shop law unconstitutional. The same persons went back to the discard later in the day when it became known that the decision bore no relation to the prosecutions begun in this city. Most of these are for unlicensed bucket shops. The same thing applies to the bucket shop cases in all other cities except Washington.

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