

that his room had been used by the Governor's primary committee.

"Wasn't the room used by representatives of the people?" asked Senator Thompson.

Senator Foley said he did not know.

"It seems impossible that letters should have been stolen," remarked Senator Brown.

"I'm not so sure; I've looked over some of the members of the Governor's board," replied Senate Leader Wagner.

The Senate will take up tomorrow the matter of investigating the thefts of mail and usurpation of legislative rooms.

One of Gov. Sulzer's three messages today was upon the advisability of amending the conservation law so that seed oyster beds need not be inspected.

This aroused Senator Brown, who said: "When I listened to the first words of the message I had hoped that the Governor's study of the matter would lead him to emulate its example in one respect. We have been treated shamefully."

Senator Brown went on to say the Governor had sent in nominations for "officers just more important than notaries public, while the great offices of the State are vacant."

"He could not," the Senator continued, "send us nominations to fill vacancies in the great Department of Labor, the Public Service Commission and the other departments which are suffering from lack of attention and heads."

Blames Sulzer and Murphy.

"A strife is going on as to whether or not the opinion that Mr. Sulzer entertains of Mr. Murphy is worse than the one Mr. Murphy entertains of Mr. Sulzer. They have made a complete case against one another based on their past associations. The people are not going to lose sight of the chaos and disorganization into which this maladministration has thrown public affairs."

"We have sitting in the Executive Chamber a Governor who says that during the year preceding his occupying that seat \$17,000,000 of the people's money was stolen, and he at the close of the Legislature signed appropriations for \$2,000,000 more than was appropriated the year before. He is still crying that he is the prophet to save the people's money."

The vote on the Sulzer bill in the Assembly today was a surprise to those who had heard members of the Governor's board boast that the measure would receive ninety votes in the lower House.

Forty-two of the thirty-five Democrats who voted contrary to the desire of Majority Leader Levy. It was said tonight by Tammany leaders that twenty-four of them would have voted against the bill had there been any chance of its passage.

Tammany Men Busy.

When the session began it was understood that several up-State men were desirous of changing their votes to the affirmative, and Tammany worked with them some time. During the roll call Assemblyman Patrie of Greene county, who voted against the bill at the regular session and whose territory the Governor invaded during his mid-session campaign after signing a bill appropriating \$100,000 for highways in Greene county, went out of the chamber and did not respond to the roll call, but before the vote was announced he came in and voted for the bill.

Some of those who explained their votes said they feared the primary bill would deprive farmers of their franchise. Of the four who shifted in favor of the bill, Assemblymen Hamilton (Democrat) of Kingston and Nelson (Republican) of Washington said sentiment in their counties was for it. Assemblyman Pullman of Herkimer did not say why he changed.

Of the five who voted on the primary bill for the first time yesterday four are Democrats and one, Herbert Allen of Onondaga, is a Republican. The other was Brewster of Steuben, Emden of Oneida, K. K. of Onondaga and Prime of Essex. Mr. Prime, introduced in the Assembly the \$750,000 highway appropriation bill introduced in the Senate by Senator James Emerson of Warren-Essex, which the Governor signed. Mr. Emerson is expected to vote for the Sulzer bill in the Senate.

Walker Explains Opposition.

"There are no State highways in my district," said Assemblyman James Walker of New York, "so there is no reason why I should vote for the bill."

Assemblyman Willmott of Kings was in the Assembly chamber when the bill was being discussed, but "ducked" the roll call. He voted against the bill at the regular session and it was said was to have voted for it today.

The debate in the Assembly was not marked by as much criticism of the Governor as in the regular session, but some of the speakers were caustic. The Governor was referred to as the Judas of the Democratic party by Assemblyman Cuyler of New York. Assemblyman Weil of New York said the Governor's war board secured signatures to their petitions in New York city by paying boys three cents each for all they got.

"The boy stood at the subway entrance at 123rd street," said Mr. Weil, "and John McLaughlin, who you know, signed the list ten times for him so he had made thirty cents."

"Sulzer is for Sulzer in this proposition and not for the people," said Mr. Weil.

Majority Leader Levy defended the bill, and Republican Leader Hinman spoke against it. Progressive Leader Schupp was for it.

EXPECT BATTLE AT JUAREZ.

Pancho Villa Threatens to Invas the Town Tomorrow.

El Paso, Tex., June 24.—Juarez is planning cannon for defense against the army. Citizens of Juarez have commenced to move again over the border, and the Mexican city opposite El Paso is taking on every appearance of war.

Thursday is the day Pancho Villa has set for the attack. General Huerta has sent a message to the American Consul T. D. Edwards, to warn all non-combatants to leave the town.

The Juarez authorities have planted cannon on vantage points about the city. In the event of a battle and firing into the United States El Paso has part a battery of field artillery to give protection to the town.

Mexicans generally were somewhat startled today by the assertion that an American protectorate over Mexico pending the permanent restoration of peace in the republic has been proposed by Gov. Carranza and treated with derision by the Junta from La Osa. The protectorate plan includes a protectorate similar to that established in Cuba after the Spanish war, and is said to have been put up to Washington in the event that Huerta and his Government are overthrown.

The plan includes the assistance of the American army to the interior until order can be restored.

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Rock Island

SULZER HIGHWAY CONTRACTS HELD UP

Had Been Awarded by the Department Without Competitive Bidding.

WANTS THE LAW AMENDED

Governor Asks Legislature to Change Statute His Committee Favored.

ALBANY, N. Y., June 24.—Acting State Comptroller Michael J. Walsh held up today two contract orders given by the Department of Highways for road construction and repairs.

He questioned the propriety of letting such contracts without public bids, on the ground that such a method would "open opportunities for business arrangements and other forms of improper practices."

The State Highways Department, which got a \$3,000,000 appropriation to repair roads this year, thus finds itself without the means to proceed without advertising for public bids the work it wants done.

When Charles F. Foley of Lockport was deputy under Superintendent Gordon Reel, Gov. Sulzer appointed a committee to investigate the road contracts. John N. Carlisle was chairman of the committee, which reported that favoritism was shown by the Reel administration to Tammany contractors and intimated that there had been hundreds of thousands of dollars of graft in the repair contracts.

The contracts were let without competitive bidding. As a result Gov. Sulzer demanded a Highway Commission with a single head, and he appointed Chairman Carlisle Commissioner of Highways.

Provisions of the Law.

The law contains this provision: "The maintenance and repair of the highways may be done in the discretion of the Commissioner directly by the Department of Highways or by contract awarded to the lowest responsible bidder at a public letting after due advertisement."

The contract held up today was for resurfacing a road in Dutchess county. This was awarded to Samuel Baskin of Fishkill. The contract price is \$20,196.

It has been said that Baskin had agreed to swing Assemblyman John A. Kelley's vote for the Governor's direct primary bill. Kelley voted today against the bill.

The other contract was to the Frank G. Fowler Construction Company to repair a road in Westchester county for \$27,527. Comptroller Walsh writes to Commissioner Carlisle about the Baskin contract.

The Carlisle committee of inquiry appointed by Gov. Sulzer made an investigation of the maintenance of State highways and in a report which was issued criticized the practice of letting contracts for repairing good roads without public advertisement and competitive bidding.

They said the most vicious feature of the method of letting contracts was that it had been the practice of awarding contracts for repairs without asking for competitive bids.

Sulzer Wants Law Amended.

"The practice of awarding repair contracts in this manner appeared to offer such opportunities for wrongdoing that Gov. Sulzer without any other ground than the existence of what appeared to him to be a vicious system, employed a famous detective agency to make an investigation of conditions in the Highway Department in order, if possible, to secure the amendment of laws which authorized the Governor also had inserted in the new highway law a strong provision prohibiting the practice. Now he and Commissioner Carlisle want this provision repealed and the Governor sent a special message to the Legislature last night recommending the repeal."

Comptroller Walsh says of the second contract:

"This contract specifies the use of Roslyn grit, a substitute for trap rock as a product of the Roslyn grit, is a product of the Roslyn Sand and Gravel Company of 17 State street, New York city."

Patented Material Prohibited.

Your attention is called to the provision of the new highway law which prohibits the use of any patented material in highway construction or repair except under conditions where there is a fair and reasonable opportunity for competition, and it is possible in this case."

Majority Leader Robert F. Wagner in the Senate today announced that he would fight "to the bitter end" the attempt of Gov. Sulzer and Commissioner Carlisle to break down the safeguards of the new highway law, "in their effort to let contracts involving thousands of dollars to favored contractors throughout the State."

SUBWAY BIDS OPENED.

Eleven Bidders Figure on Broadway and Union Square Section.

Bids for the construction of the fourth section of the Broadway-Fourth avenue subway under the dual system contract were opened yesterday by the Public Service Commission.

This section extends under Broadway and Union Square, about midway between Houston and Bleecker streets, by a point a little less than 400 feet north of a southerly building line of Fourteenth street. It includes a local station at the express station at Fourteenth street.

The bids and the unofficial figures given for the totals by representatives of the bidders were:

Dock Contractor Company, \$2,748,000; Oscar Daniels Company, \$2,650,000; Degnon Contracting Company, \$2,735,000; Underpinning and Foundation Company, \$2,748,000; Mason & Co., \$2,748,000; E. E. Smith Contracting Company, \$2,759,000; Holbrook Contracting Company, \$2,851,000; Cranford Contracting Company, \$3,048,000; Booth & Flynn, \$3,136,000; J. F. Cogan Company, \$3,310,000.

CURRAN DOUBLE MAY FREE FOYE

Believed Police Officer Mistakenly Alderman McCourt for Chairman.

The grounds upon which the District Attorney asked Justice Seabury on Monday to discharge the bail given by Police Officer Charles E. Foye, under indictment for perjury, and to release him on his own recognizance became public yesterday.

Foye was indicted on a charge of perjury growing out of his testimony before the Curran Aldermanic committee on January 15, when he said that Chairman Henry H. Curran had met him in the corridor of the Criminal Courts Building on April 4, 1912, and had sought to influence him in the matter of a prisoner whom Foye had arrested on a gambling charge.

Foye had been under a pretty severe examination on the part of the grand jury, and his sudden announcement that Chairman Curran had taken the part of a man accused of gambling and attempted to interfere made something of a sensation.

Mr. Curran immediately looked up the date and was able to give a complete alibi. His name was placed before the Grand Jury and Foye's indictment for perjury followed.

About two months ago Mr. Curran received an anonymous letter, in which the writer said that he understood that Alderman John F. McCourt had had a conversation with Foye regarding the prisoner mentioned by Foye on the witness stand, and remarking that there was a strong resemblance between Alderman McCourt and Alderman Curran.

Mr. Curran turned the letter over to the District Attorney's office.

Assistant District Attorney Rubin, to whom Mr. Whitman had delegated the investigation, asked Alderman McCourt to call upon him and explain the matter to him.

Mr. McCourt recalled that he had talked with Foye about the case in the Criminal Courts Building. McCourt is the Alderman from the district in which the saloon in which a bartender was arrested for allowing a hand-book to run was situated, and told that he knew the saloon keeper and that the prisoner arrested was innocent. This put some sense in Foye's statement.

Alderman Curran comes from another district entirely and did not even know the persons involved.

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KAISER'S DIVINING ROD EXPERT HERE

Herr von Uslar Willing to Let Scientists Solve the Mystery.

FEELS OCCULT INFLUENCE

Another German Brings Over a Lamp to Duplicate Daylight.

A tall, silver haired German of military bearing, whose aquiline nose bristles a fine, mustache, contracted strangely with his hair, arrived yesterday by the North German Lloyd liner Kronprinz, Wilhelm with two diving rods, one of steel and the other of wood.

He is Landrat von Uslar of Apenrade, Schleswig-Holstein, and a friend of the German Emperor. He might be called in English the chief government officer of Apenrade. Herr von Uslar speaks English imperfectly and the German reporters who greeted him assisted in the translation of his remarks.

He said he had come here to permit the American scientists interested in solving the mystery of divining rods held by the right men to investigate his claim to distinction as a finder of minerals, oil and water.

The German Government was so confident that Herr von Uslar had developed potency as a discoverer of hidden underground treasure that it sent him to German Southwest Africa several years ago to locate