

MITCHEL DENIES ROW WITH REPUBLICANS

sure of Christmas Feeling, but Leaders Are Gunning for Jobs.

TAKES OATH OF OFFICE

Mayor-elect Finds Justice Goff Away and Goes Before Justice Ford.

When John Purroy Mitchel spoke yesterday of the stories that he and the Republican organization were at odds he took exception to such of them as made use of the word "row." But differences—well, it appeared that there were differences, though Mr. Mitchel is sure that the Christmas situation is most amicable.

As a matter of fact Mr. Mitchel and Mr. Koenig had breakfast together yesterday at the Peter Stuyvesant apartment house in Riverside Drive, where Mr. Mitchel lives. It was explained that the engagement was made before the report was circulated that the new Mayor and the president of the Republican county committee were at odds. Moreover, the meeting had nothing to do with the story as it was written. It merely had to do with the substance of it.

"There is no truth in any story that Mr. Mitchel and I have had any row," said Mr. Koenig later. "Will the Republican organization get the places it seeks? Nothing has been settled as yet."

No Indication of Change of Mind.

The fact was that Mr. Mitchel assured Mr. Koenig that his slate is not inviolate and that the places they have been allotted thus far are subject to change. But it was said on excellent authority that Henry Bruere is Mr. Mitchel's present choice for City Chamberlain and George V. Mullan, who was Mr. Mitchel's tax partner, is his present choice for Corporation Counsel. Nothing occurred yesterday to indicate that Mr. Mitchel had changed his mind or that he would change his mind.

There are places which he has declared again and again are not to go on the demand of any political organization.

Mr. Koenig has submitted as many as a dozen names to Mr. Mitchel for the office of Corporation Counsel. None of them in Mr. Mitchel's eyes were up to the standard which he wishes to obtain in the office of the department to be in a position to give out his deputizations without political tags. He fears that if the Corporation Counsel himself goes in wearing the colors of a political party the whole office will soon be of the same complexion—or if not that there will be a row about it.

There was no doubt yesterday that the reputation of the Republicans at this mood of Mr. Mitchel is quite beyond bounds. The City Chamberlain and the Corporation Counsel, the Republicans think, ought to fall as the natural spoils to the party which had so much to do with the fusion victory.

Disposed to Keep After Jobs.

At all events the leaders are disposed to exert every effort to make Mr. Mitchel change his mind and name men agreeable to the organization, if not actually representative of it.

Mr. Mitchel had lunch yesterday with Mr. Bruere and Mr. Mullan. One of those who take interest in the hourly activities of the head of the new administration asked Mr. Mitchel yesterday afternoon if he lunched alone, or, if he didn't, whom he lunched with.

"I lunched with Bruere and Mullan," he said without turning an eyelid.

He expects to have another talk with Mr. Koenig, probably on next Monday. The Republican chairman saw a number of his district leaders yesterday in his office at 50 Maiden lane, and they talked over the dinner basket which Mr. Mitchel will appoint a week hence.

Mr. Mitchel took his oath of office yesterday. It was his second try. Last Sunday he and Mr. McAneny and Marcus M. Davis, the newly elected Borough President of Manhattan, heard that they were obliged to take the oath of office at least ten days before the beginning of their terms. So they hustled around to Justice Goff's house and were sworn in. But it appeared later that the oaths were invalid. The Board of Elections didn't have the formal certificate of election in Mr. Mitchel's hands until Monday, and under the city Charter the oaths could be taken any time within five days thereafter.

It takes Oath Second Time.

Mr. Mitchel started out again yesterday to take the oath of office. He went to Justice Goff's chambers at 55 Chambers street and found that Mr. Goff had gone to Washington on a morning train. Then he walked around to Justice Ford's chambers and took the oath. The ceremony was finished a minute after 1 o'clock. A dozen photographers snapped him with hand upraised, signifying that he would "faithfully discharge the duties of the office of Mayor of the city of New York to the best of his ability," and that he would not offer any reward for votes.

Mr. Mitchel was asked about a report that whether any one had recommended strongly to him for appointment William Williams, Mr. Taft's Commissioner of Investigation. The office to which Mr. Williams may be appointed is that of Water Commissioner.

"Mr. Williams," said Mr. Mitchel, "is one of the men I have been considering for one of a number of important positions."

He said on the best authority that Mr. Mitchel has not the least intention of the sort of reappointing Police Commissioner Waino, and that he has every intention of putting a man in at the head of the Police Department at the earliest moment.

GREAT BEAR SPRING WATER.

In case of a glass stopped bottle.

ITALY MAY NOT EXHIBIT.

Decision Regarding Panama-Pacific Exposition Not Made.

Special Cable Despatch to The Sun. Rome, Dec. 24.—Italy's decision regarding participation in the Panama-Pacific exposition at San Francisco still hangs in the air. The United States immigration bill has aroused bitterness here. Objections are based mainly on the proposed educational exhibition, which would place American health officers on Italian immigrant ships.

Marchese di San Giuliano, the Foreign Minister, mentioned the bill in his talk with Ira Nelson Morris, the special United States commissioner to Italy for the exposition, when the latter had an audience a few days ago at the Ministry. After the interview Mr. Morris said he did not believe that the action of Congress on the bill would have any influence on the Italian Government regarding the exposition.

CHINA TO HAVE BIG DISPLAY.

Exposition Commissioner Arrives in San Francisco.

SAN FRANCISCO, Dec. 24.—Chu Ting Chai, special commissioner to the Panama-Pacific Exposition, has arrived here to complete plans for China's exhibit.

"China is taking a keen interest in the exposition," Mr. Chu said today, "and it is probable that the Government's appropriation of \$400,000 for a building and exhibits will be increased by private subscriptions. Our exhibits will show China's agricultural and industrial products and mineral resources, and there will be other interesting displays."

At least 15,000 men have been engaged in the fighting and the death list has been large, according to the refugees. The Federal army of about 5,000 men is isolated from railway and telegraphic communication with Saltillo, Monterey and Mexico city, and in case of a decisive defeat their position will be desperate.

It took the rebels twenty-four hours of house to house fighting on Monday in the suburbs of Gomez Palacio and Lerdo, within eight miles of Torreon, before they gained a foothold in the city itself, it is reported. Tuesday morning they had secured positions in Torreon proper and were slowly driving the Federals before them.

If Huerta's soldiers are driven from the city they will be in desperate straits, for the railways behind them are cut and the nearest point of refuge would be Saltillo, 113 miles eastward.

The rebel force included three thousand Constitutionalists under Gen. Conteras, 2,000 under Generals Luis and Pedro Arriola, brothers, 1,200 led by Gen. Robles, 600 commanded by Lieut.-Col. Benito Garcia and 500 more led by Lieut.-Col. T. De Los Santos, combined with the cavalry under Gen. Monclova Herrera. More than 10,000 rebels have been engaged, according to these figures, while the Federal army is said to number but 5,000 men.

Federal forces under Gen. Valasco occupied Torreon two weeks ago, after a few skirmishes with the rebel forces occupying the city. Gen. E. Garcia, a well known rebel leader of the Laguna district, was killed in the fighting. Much curiosity was aroused when it was learned that the Constitutionalists had evacuated Torreon without a real fight, but shortage of ammunition, according to recent reports, was the real cause of the evacuation.

Since his occupation of Chihuahua, Villa has devoted most of his energies to shipping ammunition south to his men, besides sending Gen. Herrera and 3,000 cavalry to reinforce the Durango cavalry. Benavides, in Juarez, says that 400,000 cartridges have been sent from Juarez alone to the Constitutionalists at Torreon, while as many more have been sent from Chihuahua direct. The rebels only waited for the arrival of this ammunition before beginning the attack.

After having been out of order for thirty-six hours, the telegraph line from Juarez to Chihuahua was repaired last night and direct communication with the State capital was reopened. The railway and telegraph wires were crossed a few miles north of the capital.

G. C. Carothers, formerly Vice-Consul at Torreon, who was sent as special envoy from the American State Department to Pancho Villa to demand protection for the lives and property of foreigners, arrived from Chihuahua this morning on a special train after a series of conferences with the rebel chieftain.

Villa Gave Him Special Train.

The special train which brought the State Department envoy was furnished to Mr. Carothers by order of Villa. On the train were several American and Mexican families. Mr. Carothers said that Villa gave him renewed guarantees for all Americans in the State of Chihuahua and assured the State Department agent of his friendship for the United States and the American people.

Americans who talked with Villa following Consul Carothers's conference say that Villa was very much elated over the proposals made to him by the Consul. Villa intimated that recognition by the United States would be forthcoming if the rebels conducted the revolution according to the civilized rules of warfare, and abstained from any more executions and confiscations. They say that Villa was strong in his expressions of friendship for the Americans.

The Americans say that more Constitutional money is being issued and that the Terrazas properties, which were confiscated by the decree recently issued, are being put up as security for the fiat money which is being placed in circulation. Villa has sent additional forces from Chihuahua to Ojinaga to attack the Federals there and prevent them doing any damage in the State if possible.

All Japanese in Chihuahua are preparing to quit the State, as Villa has threatened vengeance on them all because the Japanese Government is selling ammunition to Huerta.

Life There Is Just One Marriage After Another.

Life in Public School No. 4 is just one marriage after another. Miss Geraldine Shults was married yesterday. Only a week ago Miss Elsie Streeseban became Mrs. Forsythe and referred to herself yesterday as a "has been."

Miss Veronica McCallan is going to be married to-morrow. The other teachers say his name is Green. That's the kind of a Christmas Miss McCallan likes. Then there is Miss Lillian Manheim. The other teachers say she will not be Miss Lillian any more after to-morrow. As for Miss Fannie Herman, Miss Fannie Herman is uncommunicative. She just smiles.

And as for the Board of Education, well, the Board of Education is a very unromantic institution.

LUMBER TRUST HARD HIT.

Missouri Supreme Court Drives Companies From State.

JEFFERSON CITY, Mo., Dec. 24.—Twenty-four lumber companies, members of the Yellow Pine Manufacturers Association, with a combined capital of more than \$60,000,000, were to-day fined and ousted from Missouri by the Supreme Court as the result of anti-trust proceedings. One other lumber corporation was fined.

The decision was rendered by Judge C. B. Brown and received the concurrence of all the Supreme Court Judges except Brown, who did not sit. The fines imposed total \$438,000.

The court suspended its judgment of ouster against thirteen of the twenty-four companies upon condition they pay their fines within sixty days. The ouster judgment against the other eleven companies is absolute.

CARNEGIE'S GARAGE BURNED.

One Automobile Destroyed in Fire at His Country Place.

TORREON AGAIN IN HANDS OF REBELS

15,000 Men Engaged in Fighting—Losses Heavy on Both Sides.

BRYAN'S ENVOY RETURNS

G. C. Carothers Well Received by Pancho Villa in Chihuahua.

EL PASO, Tex., Dec. 24.—Heavy fighting has been in progress at Torreon since Monday between rebel and Federal armies and reports reaching El Paso, midway between Chihuahua and Torreon, say the rebels have recaptured the city from the Huerta forces under Gen. Refugio Yalasco. This news was brought by Mexican refugees who reached Juarez this morning on a special train from Chihuahua, to which place they had come from Jiminez.

At least 15,000 men have been engaged in the fighting and the death list has been large, according to the refugees. The Federal army of about 5,000 men is isolated from railway and telegraphic communication with Saltillo, Monterey and Mexico city, and in case of a decisive defeat their position will be desperate.

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MRS. GAYNOR'S GIFT TO KENNEL.

Gold Card Case to Policeman Who Guarded Mayor's Office.

Police Lieutenant William Kennel, who guarded Mayor Gaynor's door in the City Hall for four years, got a Christmas package yesterday from Mrs. Gaynor. It contained a gold card case inscribed "In recognition of his devotion to Mayor William J. Gaynor," and was the gift of "Mrs. Gaynor and her family."

Mayor Gaynor's two sisters in Utica so remembered Lieut. Kennel. They sent him a silver handled umbrella, and in the letter which Miss Mary E. Gaynor wrote to him which Miss Mary E. Gaynor wrote to him she thanked him for his services to her brother, "the late Mayor William James Gaynor." In most of the biographies of the Mayor printed at the time of his death he was spoken of as "William Jay Gaynor."

BASKETS AS FROM BIG TIM.

Mr. Loft, His Successor as Congressman, to Keep Up Custom.

Big Tim Sullivan's successor in Congress is going to do as Big Tim did—feed the hungry. George W. Loft will give out today 1,500 baskets filled with turkey, soup, potatoes and other good things enough for a family of ten persons. They will go to the poor of the Thirteenth Congressional district on cards issued by the election district captains of the Tammany organization. Distribution will be made at the various Assembly district headquarters. Congressman and Mrs. Loft will be at the headquarters of the Third Assembly district at 11 o'clock when the baskets are handed out.

Big Tim's dinner at 297 Bowery will be held as usual. The Sullivan clan have agreed to carry on the Christmas celebration, even to pipes and tobacco and a ticket for shoes to be honored in midwinter.

TWO NEW LAWS ENOUGH NOW, SAYS MARSHALL

Believes Trusts Doile and Democrats Should Rest a While on Legislation.

INDIANAPOLIS, Dec. 24.—Vice-President and Mrs. Marshall reached here today and will spend the holidays in this city. Speaking of the work of the Democrats the Vice-President said that the party has stood together and is still standing together, making it possible to pass the tariff and currency bills. He added:

"My opinion is that this is all the Democratic party ought to undertake at this time. These two new laws are enough. Let's wait and see how they work out."

"I believe sincerely that they will prove to be the solution of the country's problems. If they will accomplish this and there will be no need for further important legislation. Let's watch the patient under this treatment."

"If these remedies do not work, then we can change the treatment. There is no need for anti-trust legislation at this time in view of the new tariff law and the new currency law."

"I do not mean that the Democratic party has changed or will change its policy with reference to trust regulation, but the trusts are now coming in and eating out of the hand of the Attorney-General, and it is not necessary to enact new legislation on that subject now."

"Of course I am not speaking as a Government official but as a private citizen when I express this view," Mr. Marshall concluded.

BAR TO DR. MORTON'S HOPE.

Law Forbids Return to Practice of Convicted Felon.

The County Medical Society has under consideration the case of Dr. William J. Morton, who was sentenced to the Federal prison in Atlanta, Ga., for using the mails for fraudulent purposes and who was pardoned on December 10 by President Wilson. In the pardon the words "that he may resume the practice of medicine" were written so that there might be no obstacle in the way of Dr. Morton should he desire to take up his profession again.

Those who have interested themselves in the case, however, have discovered that the medical law provides that no person convicted of a felony shall practice medicine. Dr. Morton's offense constituted a felony and under a strict interpretation of the law and notwithstanding the carefully worded pardon of the President he would be forever excluded from his profession.

Joseph H. Choate is counsel for Dr. Morton and attention has been concentrated upon the difficulty presented by the conflict of State law with the word of the President. It is said that a test suit will be brought to compel the County Medical Society to reinstate Dr. Morton. Dr. John Van Doren, Young secretary of the society, said yesterday that in the event of a failure of the suit to succeed Dr. Morton any attempted change of law would be opposed.

GETS POSSUM BY PARCEL POST.

Letter Carrier Also Delivers Live Turkey for Christmas.

Thomas J. O'Brien of 56 Fifteenth street, Flushing, received a live possum yesterday by parcel post from a friend in the South.

Another resident of Flushing got an eighteen pound live turkey by parcel post.

DOG STARTS SCHOOL VACATION.

Bites Pupil and Breaks Up Session at Diamond Hill.

NEW PROVIDENCE, N. J., Dec. 24.—The pupils of the Diamond Hill School began their Christmas vacation to-day earlier than they expected. A dog ran into the building and bit one pupil. Some boys jumped out of the windows, girls stood on their desks and two teachers mounted chairs behind their desks. That ended the session.

The screams aroused David Clark from a nearby house. He killed the animal with a shotgun. A veterinarian said the dog had been poisoned.

FLETCHER AT VERA CRUZ.

John Lind Will Be Admiral's Guest at Xmas Dinner.

RAMPOLLA'S NEPHEW MAY BE ARRESTED

He Is Central Figure in Scandal Following Disappearance of Cardinal's Will.

VALET ALSO IMPLICATED

Duke of Campobello Notorious as Spendthrift and a Swindler.

Special Cable Despatch to The Sun.

Rome, Dec. 24.—The scandal started by the discovery that the will of the late Cardinal Rampolla, Pope Leo's Secretary of State, is missing continues to grow. Sensational developments are expected.

The center of the scandal is the nephew of the Cardinal, the Duke of Campobello, who was disinherited four years ago when Cardinal Rampolla found that checks bearing his name but which he did not issue were in circulation to the extent of \$100,000. The Duke is a beneficiary of the old will of his uncle which was made in 1889.

It is rumored that Cardinal Rampolla's valet is suspected of complicity in the abstraction of the last will. A warrant for the arrest of the valet and the Duke of Campobello is expected shortly. The Cardinal's estate is estimated to be worth \$100,000.

Princess Altieri, the Duke's wife, who is legally separated from him and is the guardian of their two children, has instructed her lawyer to institute legal proceedings against Cardinal Rampolla's sister, the mother of her husband, the Princess. She says that Cardinal Rampolla repeatedly assured her that he would provide in his will for the children and she therefore assumes that his last testament was in her favor instead of in that of his sister, with whom he was not on speaking terms.

Princess Altieri insists that a thorough search be made for the second will, which, it is known, was made and to which the testator often referred.

Pope Grieves at Scandal.

Mgr. De Bisognio, treasurer of the basilica of St. Peter's, has advised seals on the apartments of the late Cardinal in the Vatican and is striving to stave off the threatened litigation.

Pope Pius in his audience with the cardinals who went to the Vatican this morning to give him Christmas greetings alluded to the scandal, which, he said, embittered his sorrow at the death of the great Cardinal.

The Duke of Campobello has long been notorious on account of his spendthrift habits. He married Princess Teodolinda Altieri of the great Roman family of that name in 1907. Tiring of his extravagance, the Princess left him and went to Turin to live with her children. One of the Duke's liaisons was with the beautiful Vittoria la Ciccarella, the flower seller who became a popular actress and amassed a fortune. The Duke is accused of having spent the latter. When she was bankrupt she telephoned to all the clubs in Rome that the Duke of Campobello had swindled her.

Once Arrested at Genoa.

The Duke of Campobello fell into the hands of the police at Genoa, where he followed his custom of falling to pay his hotel bill. He was penniless and the hotel keeper refused to be moved by his pleas of affected insanity. He was taken to the police station and his name and high lineage and handed him over to the police. With the Duke at the time was the wife of an official of the Quirinal, and a divorce suit followed. The role of co-respondent was nothing new to Cardinal Rampolla's nephew.

All the clubs to which the Duke of Campobello belonged threw him out when he neglected to pay his gambling debts. Society, which welcomed him in the days when his brilliancy overshadowed his faults, closed its doors when his name became synonymous with trickery and fraud.

Arriving one day at Montecatini, the Duke put up at the best hotel in the place and managed to get along by borrowing money from the servants. He asked the hotel porter one morning for a loan of 20 lire (\$4). The porter said he didn't have that amount.

"What," said the noble borrower, "a porter like you hasn't got 20 lire?"

"What," retorted the porter, "a Duke like you can't pay me back the 300 you owe me?"

The manager of the hotel heard of this little episode and gave the Duke 36 to get out. He hid.

REAL INDIAN SUMMER TO-DAY.

Weather Man Can't Find a Flake of White for Christmas.

New Yorkers needn't expect to see even one tiny snowflake on Christmas Day, according to the weather man. The thermometer, he says, will hover around 34 degrees and there will be plenty of sunshine for everybody.

The weather man was able to reassure the anxious ones who appealed to him yesterday before venturing on Christmas trips. He even hinted that unless they were to be gone several days furs were hardly necessary, as the day would be typical of early fall.

DENIES HE STOLE A HOUSE.

Peterson Man Charged With Taking Everything but Floor.

PATERSON, N. J., Dec. 24.—Charles Schneider of West Paterson was arraigned before Judge Abram Klenert to-day charged with stealing a house. He pleaded not guilty.

The house was owned by John Casale. It was unoccupied and disappeared on August 14. Only the floor was left.

TOKIO CHEERS DE LA BARRA.

Two Swords of Honor to Be Presented to Mexican Envoy.

Special Cable Despatch to The Sun. Tokio, Dec. 24.—The Japanese capital has been seized with the Mexico fever, and the enthusiasm at the arrival of Francisco de la Barra, President Huerta's special envoy, continues unabated.

Two swords of honor have been purchased by popular subscription and will be presented to Senor de la Barra in a public ceremony. There will be a big popular demonstration in honor of the Mexican envoy on Friday, when a lantern procession in the streets of the city will be held.

\$75 A LIFE IN TRIANGLE FIRE.

First Claims Paid for Victims of Asch Disaster.

Surrogate Fowler signed orders yesterday permitting the administrators of the estates of nine persons who were killed in the Triangle Waist Company fire on March 25, 1911, to settle their claims against Joseph J. Asch, owner of the building. The claimants receive \$75 in each case.

The money was paid by a casualty company in which Asch was insured and the payment was made, not as a compromise for damages, because Asch denied liability, but to enable the casualty company to avoid the necessity of holding a re-survey against these claims to comply with the insurance laws. These payments are the first that have been made for the death of the fire victims.

102. SHE CELEBRATES TO-DAY.

Brooklyn Woman Observes Birthday With Great-Grandchildren.

Mrs. Thomas Bennett of 152 Webster avenue, Kensington, Brooklyn, will celebrate her 102nd birthday to-day, although it really falls on the twenty-fourth day of this month.

Beneath the weatherbeaten frame structure, so firmly built fifty years ago by her husband, Thomas Bennett, will assemble her children, grandchildren and great-grandchildren. The homestead at 152 was the first structure to be raised on what is known as Webster avenue.

TRUSTS HER BABY TO THE LORD.

"Broken Hearted" Mother Leaves Two Weeks Old Girl in Hallway.

"This baby is not christened and has no name, money or friends, and I'm sick myself. Hoping the Lord will reward you who cares for it and strangers in a big city."

Thus read the note which the police at the West 125th street station found pinned on the clothing of a two weeks old baby girl brought in last night by Mrs. Sarah Seligman of 57 West 117th street, who had found it in a hallway.