CALLS MAYOR WOBBLER, BUT GOOD DANCER

Stewart Browne Attacks City Administration Before Realty Men.

BIG WASTE CHARGED IN BITING REMARKS

Mayor Mitchel and his administration were assailed by President Stewart Browne of the United Real Estate Owners Association at a public meeting in the Forty-fourth Street Theatre last night for what Mr. Browne described as a most wasteful and profligate expenditure of the taxpayers' money.

Mr. Browne has been investigating the workings of the Board of Estimate and of the city departments for six months and he presented to an audience of 1,800, largely composed of real estate owners, a synopsis of his studies. He relied a great deal more upon ridicule and irony than upon invective to drive home his points and in the course of his speech he offered the following characterization of the members of the Board of Estimate—a characterization based, as he said, upon observations made at board meetings, at lunches and at dinners:

MAYOR MITCHEL—Extremely capable and able. Of a high order of mentality, but lacks a policy. Doesn't stand pat. Wabbles. A man's man, but also a woman's man. A great dancer.

PRESIDENT McANENY of the Board of Alderman—Extremely able and competent, but has an obsession for spending the city's money. Doesn't seem to recognize the difference between ciphers after the figure 1 and ciphers before the figure 1. He would just as soon see the budget at $400,000,000 as at $200,000,000. I am in favor of pensioning him at the rate of $100,000 a year if he will resign so the city can be saved a large amount of money annually.

His View of Prendergast.

COMPTROLLER PRENDERGAST—Extremely forceful, with great virility of thought and action. What charms me about Prendergast is when he puts on his society voice and says, "Come now, Mr. Mayor!" Prendergast is a good fellow. He preaches economy and practises it everywhere save in his own department.

BOROUGH PRESIDENT MARKS OF MANHATTAN.—When he was elected everybody said, "At last we have a business man and a real estate man for Borough President." From what I have heard they have been generally disappointed. He has an idea that he would like to be Mayor, so he cultivates votes. He comes up with all the things to cultivate the public eye, ear and stomach. He has municipal retail markets on the brain.

BOROUGH PRESIDENT MATHEWSON OF THE BRONX.—He has an awful lot of horse sense. His head is screwed on the right way. He has, however, two slight failings, a tendency toward social uplift—a mere soupcon, and he is trying to build up a little political machine in the Democratic Bronx.

BOROUGH PRESIDENT POUNDS OF BROOKLYN.—I haven't quite made up my mind about him. He talks all right. I have merely put down the note, "Pounds is Pounds."

BOROUGH PRESIDENT CONNOLLY OF QUEENS—Very bright. Always looking out for his political future. If I lived in Queens I suppose I'd have to do the same. Always trying to get something for Queens, even at the expense of the whole city.

BOROUGH PRESIDENT McCORMICK OF RICHMOND—Very straight. Always know where to find him. Has an advisory council of business men in Richmond to assist him. A great scheme. If mistakes are made they take the responsibility. If success comes he gets the credit.

Notes on Bruere.

Having finished this characterization Mr. Browne, who spoke apparently with the approval of the 9,000 members of the association—men who are said to own $360,000,000 worth of real estate in this city, read his notes on Chamberlain Henry Bruere.

BRUERE—Also one of the Mayor. He has the highest possible ideals and is a hard worker. Apart from his social uplift schemes we would have a more economical administration if his views were carried out.

As regards the Board of Estimate as a whole Mr. Browne said:

"Every monday is honest, but it never forgets its political future in deciding questions. The cleavage between the triumvirate (Mayor, Comptroller and President of the Board of Aldermen) and the five Borough Presidents is getting wider every day. They will tell you this isn't so but I know that it is from personal observation. They seem to have efficiency investigations and efficiency engineers on the brain. These don't mean a thing except increased salaries.

Gov. Whitman and every member of the city administration was invited to attend and to speak at the meeting, which was termed a taxpayers' meeting held under the auspices of the United Real Estate Owners Association, but all sent regrets save President Mathewson of The Bronx, who sat on the stage and tried to look pleasant while Mr. Browne grilled his associates. The declination of the Mayor and others seemed to rile the real estate men a little. Mr. Browne referred to their absence as follows:

"I understand the reason the Comptroller and Mr. McAneny are not here is because they are with State Comptroller Travis and former Gov. Glynn, who are shaking dice to determine whether the State shall be taxed $18,000,000 or $1. I feel sure the Mayor would have been here if he had known that the 'Casties in the Air' are in the same building. As for the Chamberlain, he is on the Pacific coast, spending a part of that $250,000 appropriation."

Extravagance Charged.

Mr. Browne then took up a list of unsparing criticisms of the administration's "wasteful and extravagant methods." He ridiculed the uses made of the Municipal Lodging House, said the Mayor had failed to veto wasteful bills and that the members of the Board of Estimate were so used to having people come in and say, "Here, give me a million or two" that they thought nothing of it.

"They talk about home rule," he continued. "The administration of the city of New York is not to be trusted with home rule. I don't care who forms the administration. They got a home rule bill through in 1913 and they only put into use that part of it which enabled them to spend more money. The part that allowed them to reduce salaries and curtail expenditures was disregarded."

Mr. Browne said he had found extraordinary wastefulness in the cost of the Manhattan and Queensboro bridges and in the construction and maintenance of the Municipal Building. He presented figures to show that the city is now paying twice as much for office rent as it did before the Municipal Building was put up. He laughed at civic centre schemes.

"Heaven knows what they will cost!" he groaned.

After commenting on "useless and wasteful bureaus" and "costly, visionary schemes," Mr. Browne turned to a criticism of the management of the city departments. He was most severe on Charities Commissioner Kingsbury, of whom he said:

"He deliberately overran his budget and if I had been the Mayor I would have cut off his head for it!"

He had found the Fire, Water Supply and Police departments were well managed. He believed the "now useless" Department of Bridges should be consolidated with the Department of Docks and Ferries. He praised Supervisor Ferguson of the *City Record*. Of the civil service he said:

"It is a fraud from the standpoint that it guarantees continuity of employment to the unfit. It makes a scrubwoman take a mental examination when all she needs is the use of her elbows and plenty of elbow grease."

Gives List of Examples.

Of the numerous cases he cited of "waste and careless management," a few are given as examples:

"There are 951 'movie' shows in this city. Only 654 are licensed. Therefore the city loses about $250,000 a year in revenues.

"The city doesn't know how much property it owns.

"Valuation of real estate is a farce. It is based on dream potentialities and is about 25 per cent. higher than it ought to be.

"All pension funds are in the hole financially. Millions are needed to put them on their feet and you'll hear the wail pretty soon. It's coming.

"I figure that the debt limit has been exceeded by $30,000,000.

"Who really manages the city? The Board of Estimate? No. The Social Uplift Club and the real estate speculators."

Mr. Browne asserted that there could be no efficient and economical administration of city finances until politics was wiped out and a commission of business men appointed to govern.

His speech was answered by Alderman Henry H. Curran, who maintained that the Aldermen had proved that they could be trusted; by State Tax Commissioner Joseph S. Schwab, by Borough President Douglas Mathewson, who defended with great good temper the works and acts of the Board of Estimate, and by a number of real estate owners.

Resolutions Adopted.

At the close of the meeting the real estate men affirmed their opinions by adopting unanimously a set of resolutions which in the preamble asserted that, nothwithstanding the promises that had been made for rigid economy and financial reform, the financial condition of the city was as critical as ever; that the biggest budget in history had been adopted; that city bonds had gone away down in value and that bankruptcy was at hand.

The resolutions provided that the Board of Estimate should appoint without delay a commission composed of its own representatives and of citizens selected without regard for politics, but who possess integrity and ability to handle big financial matters; and that the commission should find out exactly where the city stands financially and should find ways and means to get back on a sane, sound basis.

It was suggested also that the $18,000,000 tax problem be investigated, that the Mayor should find ways and means to provide additional revenue of at least $50,000,000 for the purpose of reducing the existing taxation on real estate and not for the purpose of additional expenditures, and that a more equitable division be made as between the city and State of moneys now collected under the inheritance, mortgage and excise tax laws.

The resolutions were framed by Stewart Browne, Adolph Bloch, Henry Bloch and L. Victor Weil.

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RICHARD M. HURD, President
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50 CALLED IN CLEARY INQUIRY.

Intimations That Twenty Indictments May Follow Hearing.

NYACK, N. Y., March 21.—At least fifty witnesses have been summoned to appear this morning in the hearing before Referee William H. Hotchkiss, recently appointed by Gov. Whitman to take evidence in the investigation of the prosecutor's office in Rockland county. The investigation is a result of the trial for murder and acquittal last December of former Town Clerk William V. Cleary, who killed his eighteen-year-old son-in-law. District Attorney Thomas Gagan was charged with neglect of duty after that trial. It is also promised that the Bart Dunnigan case, in which Gagan appeared for the State, will be delved into at the hearing. Dunn, though convicted and sentenced as a road grafter, has not served a day of his term.

Lloyd Paul Stryker, a lawyer of 27 William street, who was retained by Fred Newman, editor of the Rockland County *Messenger* and father of Cleary's victim, will present to the referee information he has obtained concerning the Cleary case.

Intimations were made yesterday that a score of indictments may follow the referee's hearing.

IT'S A FARM DE GINK NOW.

Jeff Davis King Will Start One This Spring.

BOSTON, March 21.—Jeff Davis King, proprietor of the Hotel De Gink, New York, paid an official visit to the Hotel De Jobless at 63 Essex street, this city, to-night. King was warmly welcomed by Leo Lippa, manager of the local hostelry, the manager having been formerly associated with King in his New York work. The visiting boniface was escorted through the Jobless, and after giving it the once over, pronounced it a palace fit for a King.

King told Lippa that he must expect to give battle to the organized charities of this city, the same as he had been obliged to do in New York.

According to Lippa King said the De Gink farm proposition was going to be put through and that enough land will have been secured by April 1 to start a great many men at work. Each man who joins in the farming scheme will share in the profits, and King said he did not see how running a truck farm could fail to be profitable when the prices demanded by New York retailers were taken into consideration.

Prussic Acid Near Body.

With an empty bottle labelled prussic acid lying near him Henry Mitchell, an electrician, 35 years old, was found yesterday afternoon on the floor of a furnished room at 741 Herkimer street, Brooklyn. Ambulance Surgeon Clemens of St. Mary's Hospital said the young man had been dead for several hours.

GEN. SCOTT'S INDIAN TRIP IS CALLED A BOY'S JOB

Wilson and Garrison Criticised for Sending Chief of Staff to Bring in Redskins.

WASHINGTON, March 21.—Complete success of his undertaking to bring in peaceably the renegade Piute Indians wanted by Federal authorities in Utah was reported to the Secretary of War to-day by Brig.-Gen. Hugh L. Scott, Chief of Staff or the Army, who because of his success in dealing with Indians was sent on the mission. Secretary Garrison at once sent a congratulatory message to the General.

Gen. Scott's efforts brought to an end a virtual state of warfare between a band of Piutes and Federal authorities in Utah during which six persons were killed and several wounded. The Piutes defied the civil authorities as a result of an attempt to arrest Indians involved in a murder case.

Gen. Scott's telegram was the first word from him in more than a week, as he had to go seventy-five miles across country on horseback to reach the place where the Indians had taken their stand. His message to-day was as follows:

"Successful. Have four Piutes desired by Marshal Nebeker and am at their desire personally conducting them to Salt Lake City to turn them over to Marshal Nebeker. Am leaving everything peaceable behind us in south Utah. Should reach Thompson's Tuesday and Salt Lake Wednesday."

To this message Secretary Garrison sent the following reply addressed to Gen. Scott at Bluff, Utah, the first point the General reached from which he was able to communicate by wire:

"I heartily congratulate you on obtaining success in circumstances which seemed to make it impossible. I appreciate your work in the highest degree."

Trip Causes Criticism.

Wholly aside from the fact that Gen. Scott was probably the one officer of the Government best fitted for the mission which he has now successfully accomplished, the action of the President and Secretary Garrison in sending him to Utah on this errand has been severely criticised here.

Gen. Scott is Chief of Staff of the United States Army, holding the most important post in the military service. To detach him from his duties at Washington and send him out to bring in four renegade Indians is by many regarded an action out of all proportion to the demands of the situation.

There are those who see certain absurdities in a situation when it is apparently necessary to call on the Chief of Staff of the United States Army to perform in time of peace a service which the authorities in Utah, civil or military, ought to be equal to. It suggested that the Attorney-General might as well be employed in running about the country filing in person suits against trusts.

Gen. Scott has long been recognized as the most adroit officer in the United States army in dealing with Indians. In his early service he developed a marked aptitude for conducting negotiations with Indian tribesmen, and has many times averted threatening situations by peaceful measures. He is known among the Indians, enjoys their confidence, speaks many of their languages and even uses the Indian sign languages.

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Brig.-Gen. Hugh L. Scott.

It is Gen. Scott's custom to approach recalcitrant Indians unarmed and convince them that it is best to cease fighting and yield to the white man in so far as actual offences committed are concerned. Once in attempting to use this method in dealing with a Moro in the Philippines he was shot at and lost one of his fingers.

Last year Gen. Scott succeeded in bringing in rebellious Apaches who had defied the authorities and last fall he conducted the negotiations with Villa and other Mexicans for solving the menacing situation at Naco, Ariz.

INDIANS TRUSTED SCOTT.

Believed Him to Be "Square" and Gave Up Easily.

SALT LAKE, March 21.—Gen. Hugh L. Scott is camping to-night sixty-five miles south of Thompson's with Tse-Ne-Gat, Old Polk, Posey and a son of Posey's. He is accompanied only by his orderly and a resident of Bluff, who is driving the team which is carrying the army officer and his prisoners. He will arrive at Thompson's some time to-morrow and will bring his prisoners to Salt Lake, where they will be lodged in the county jail with the six other Indians who are now here.

The only reason Scott was successful is that the Indians regarded him as "square." Reports which have come from Bluff say that Old Polk and Posey both expressed a desire to follow out the advice of Gen. Scott.

Gen. Scott refuses to say anything concerning his capture of the Indians.

STATE AUTOS PILE UP HEAVY EXPENSE

Large Part of $1,000,000 "Travelling Expenses" Last Year Was Due to Them.

ALBANY, March 21.—More than $1,000,000 was needed last year to defray the travelling expenses of State officials, according to tabulations made by George A. Glynn, executive auditor to Gov. Whitman. Of this amount $750,000 was provided for by the last Legislature under the head "travelling expenses."

A large part of this $1,000,000 was spent for the operation of State automobiles, of which there are 101. As near as the executive auditor could learn $170,000 was spent last year for the maintenance of these State cars.

The tabulations were sent by Auditor Glynn to Assemblyman Alexander MacDonald, chairman of the Assembly Ways and Means Committee, and Senator Henry M. Sage, chairman of the Senate Finance Committee, for use in making up the final draft of the appropriation bill. In his letter to the chairmen Auditor Glynn said:

"Reports from departments show that the expenditure for postage is carried under three heads, namely, postage, transportation and printing. Letter postage is evidently charged plainly to postage, mail by parcel post is charged to transportation and stamped envelopes with printing matter is charged to printing.

"It seems to be the policy of many departments to purchase automobiles without having appropriations for that purpose. The cost of the cars is charged to many funds. The cost of maintenance is also distributed so that it is with difficulty that such expenditures may be known. It required many departments a month to segregate the cost of maintenance of automobiles from the accounts against which charges were made."

Auditor Glynn also called attention to the fact that there are 1,000 stenographers in the State service, receiving a total of $1,000,000. Tabulations prepared on the number and cost of employment of such stenographers indicate that the workmen's compensation leads all other departments in the number of stenographers employed. There are 103 stenographers in this department and they receive annually $98,880.

The Secretary of State employs eighty-six stenographers at an annual cost of $97,020. In the Labor Department seventy-nine stenographers receive $77,040 a year. The forty-four legislative stenographers receive $22,626 each year.

CHELSEA ASKS NEW SCHOOL.

Village Invites Education Commissioner to Inspect Old Structures.

The Chelsea Neighborhood Association has asked the Commissioner of Education to come down to the village at the association's expense and see whether or not a new school is needed on the West Twentieth street site secured for that purpose.

Moreover the association in a report has prepared figures which will be presented to the Board of Education at its next meeting on March 24 to show that by selling the sites of three old schools—Nos. 11, 48 and 26—the city could realize $166,000, more than is needed to build the new school.

Not one of these old schools is fireproof or even partially so, the association says, and 56.5 per cent. of the class rooms are crowded beyond their legal capacity.

"Fire orders are outstanding against eight out of nine Chelsea schools," the report says. "Only one school has modern school furniture throughout. Wardrobe and drinking facilities are entirely inadequate and retiring room facilities are barbaric."

CHARGES ON WORKMEN BILL WILL BE SIFTED

Assembly to Decide To-night That Sullivan Must Prove Case.

ALBANY, March 21.—The Assembly will pass to-morrow night the resolution of Republican Leader Elon R. Brown, which passed the Senate last Friday, providing for an investigation by a committee of three Senators and three Assemblymen of the charges made by John Leo Sullivan, Republican Assemblyman from Chautauqua county, that casualty companies had "arranged" to have the direct agreement amendment to the workmen's compensation commission bill passed regardless of the political complexion of the Legislature. Another charge was that "bosses from all parts of the State had come to Albany to use the most sinister of political measures to force the amendment through.

Mr. Sullivan is expected to be the first witness, and he will be asked to prove his charges. He says he can prove what he said and is expected to say that the man who gave him his information was Supt. Caswell of the claims department of the Fidelity and Casualty Company. The latter has denied that he told Mr. Sullivan such a story and said that Mr. Sullivan is trying to pay a grudge.

It was reported in Albany to-night that some Republican Senators would be put on the stand to discredit Mr. Sullivan.

COMPENSATION LAW O. K.

Chairman Dowling in Statement Opposes Amendment.

That the recently passed amendment to the State workmen's compensation law which has caused so much trouble at Albany will benefit no one and will not reduce the expense of the commission was the opinion given out yesterday by Robert E. Dowling, chairman of the commission and representing substantially the commission's views after eight months of experience with the present law. Gov. Whitman has announced he intends to hold a hearing upon the amendment before approving it.

"Since the amendment requires that the commission shall examine each agreement and approve it before it becomes an award," said Mr. Dowling, "I can see no lessening of expense and possibly an added expense.

"I think that the law is working well now, and object particularly to forcing the employer and employee into negotiations for settlement—a reversion to the old practice of bargaining between them. Such a practice tends to create antagonism.

"I see further no benefit in the provision for any one unless it shall turn out in operation that the injured employee or his dependents will receive less compensation than at present, in which case the insurance companies alone will be gainers. At any rate in eight months work we have not yet heard of any demand on the part of either employer or employee for the change."

TWO EAGER FOR DEATH.

Newark Man Succeeds in Suicide Attempt; Woman Fails.

NEWARK, N. J., March 21.—Afflicted with a chronic disease and believing he would not get better, Patrick Glynn, 50 years old, committed suicide in his home at 298 Lafayette street this afternoon by inhaling gas.

About the time he was discovered Mrs. Catherine Little, 37 years old, of 38 Union street, brooding over family troubles, drank a quantity of iodine with suicidal intent. She was removed to the City Hospital and is in a serious condition.

"TAX BILL ATTACKS A TAMMANY TRICK"

Morgenthau Tells Whitman of "Underhand" Methods of Opposition.

MEASURE UP THIS WEEK

ALBANY, March 21.—Gov. Whitman made public to-night a telegram received from M. Morgenthau, Jr., president of the Real Estate Association of the State of New York, asserting that "underhand" methods are being used to "discredit" the Governor's pet measure creating a State tax department to supplant the present three headed Tax Commission now controlled by Democrats.

The Governor also issued a short statement declaring that the bill in its final amended form, but still containing the clause transferring to the new department some powers of the corporation tax bureau of the Comptroller's office, has stilled all just opposition and that he does not believe the Legislature will care to assume responsibility for its defeat, as it carries out a pre-election pledge.

The Governor's bill will probably be up for consideration in both the Senate and Assembly this week. It will come up in the Assembly on Tuesday for passage with the Kings county Republicans allied against it for the benefit of the Comptroller.

Several appointments at the Governor's command are being held up pending passage of the tax bill, it is said. The Governor says he will veto the bill if the corporation tax amendment is taken from it.

The statement issued by the Governor follows:

"The tax bill introduced in the Senate by Senator Emerson and in the Assembly by Mr. Hinman, and somewhat amended in the Assembly, is a great improvement on the law as it now stands.

"I am confident that no community in the State will be injured by its passage, and I am sure that it will prove a great benefit to all taxpayers. I am absolutely committed to this reform, and I purpose to redeem the pledges made during the recent campaign, which pledges involved a reorganization of the Board of Tax Commissioners.

"Of course I expect cooperation on the part of the Senate and Assembly. I rely upon the Legislature to pass the tax bill, and I do not believe that body will care to assume responsibility for its defeat."

The following was Mr. Morgenthau's telegram to the Governor:

"Certain parties are endeavoring to discredit your tax commission bill in an underhand way. A circular signed 'Suburban Taxpayers Association,' without names and without address, has been sent broadcast. It is apparently a Tammany trick. The taxation and legislation committee of the Real Estate Board of New York unanimously indorsed the bill as amended in the Assembly.

"Every taxpayers' organization will fall into line as soon as the exact facts are known. It is important that additional publicity as to the exact contents of the bill be had and also that copies of the bill in the final amended form be available for distribution without delay. Command me if I can be of assistance."

SERVICE BOARD MEN PICKED?

Col. Hayward Said to Be One of the Selections.

A despatch to the *Tribune* from Albany last night says that four of the five men who will be appointed by Gov. Whitman to the Public Service Commission of the First District when Commissioners McCall, Cram, Williams, Wood and Maltbie cease to act in their present capacity have been decided upon. They are Col. William Hayward, Travis H. Whitney, Henry W. Hodge and Kingsley L. Martin.

It is said that the four members of the commission against whom charges of misconduct, inefficiency and neglect have been filed—McCall, Cram, Williams and Wood—will be removed this week if the Governor finds them guilty. They are to appear before the Governor to answer the charges to-morrow.

WIDOW'S DEATH A MYSTERY.

Mrs. Delano in Life Puzzled Yonkers Neighbors.

YONKERS, N. Y., March 21.—Coroner James P. Dunn began an inquiry this evening into the mysterious death of Mrs. Florence A. Delano, a young widow whose body was found in the bathroom of her apartment, at 125 Saratoga avenue, Yonkers, to-day.

To her neighbors the widow, who lived in luxury, was a woman of mystery. She was last seen alive Saturday afternoon by Mrs. E. G. Baker, who lives next door.

When Merwin Maise, the janitor, heard dogs barking in the apartment he tried in vain to arouse Mrs. Delano. Opening the door with his key he investigated and found her fully dressed stretched dead on the floor.

Frank Higbe, a summer resident of Greenwich, who is a brother-in-law of Mrs. Delano, motored to Yonkers and arranged for the funeral on Tuesday.

UNITED CIGAR HOLDUP AGAIN.

Three Rob Store—Man Seen Running Held as One.

Three men walked into a United Cigar store at 111 Canal street, near Forsyth street, about 11.30 o'clock last night, backed the clerk, Joseph McCarthy, up against the wall at the point of a revolver and then emptied the till. They got $100 in checks and $32 in cash. Then they walked out, leaving McCarthy blowing into a police whistle.

Policeman Maser heard the whistle and started toward the store, and when near saw a man break into a run. Maser caught him. At the Elizabeth street station the prisoner said he was Ben Finer, 21, of 52 Chrystie street. McCarthy, the police say, identified him as the man who held the gun, and he was locked up.

DOCTOR'S AUTO HITS BOY.

Youth, Who Rode Bicycle, Blamed by Policeman.

Morris Fischler, 15, of 484 Claremont Parkway, The Bronx, was struck and knocked down by an automobile driven by Dr. Victor A. Lyon of 423 West 120th street in Broadway at 218th street last evening. Fischler was riding a bicycle.

Dr. Lyon took him to Washington Heights Hospital, where it was said he had a possible fracture of the skull and severe bruises. A policeman who saw the accident said it was caused by Fischler's carelessness.

Motorcycle and Auto Collide.

Stuart Nagle, 18, of 189 Carteret avenue, and George Wilson, 11, of 15 Bayside place, Jersey City, were riding a motorcycle along the Hudson Boulevard near Fulton avenue yesterday afternoon when they collided with an automobile owned and driven by Jacob Wacker. Wilson suffered a concussion of the brain and internal injuries which may cause his death. Nagle's right leg was fractured. Wacker, who has a garage at 1737 Hudson Boulevard, was arrested and released on bail.

OLIVER OSBORNE DODGES EVEN FEDERAL AGENTS

They Go Out in Hunt for Witness Against Miss Tanzer, Who Has Sued Ex-Assistant District Attorney—Maybe They've Found Him.

Elusive Oliver Osborne, the steamfitter who injected himself into the situation arising from Miss Rae Tanzer's $50,000 breach of promise suit against James W. Osborne, former Assistant District Attorney, continued to play pranks on newspaper men yesterday, although there was no certainty that agents of the Department of Justice had not found him.

Certain activity in East Sixtieth street, on the block between Lexington and Third avenues, caused reports that these agents had located the man, who says he is a former sweetheart of the petite factory worker, and who asserts that he is the man who is guilty of all the acts she charges against the lawyer.

The activity of Government agents followed the receipt by the office of the United States Attorney Marshall of a tip that Oliver Osborne could be found in a house fronting on Bloomingdale's store and that this house faced the complaint department of the store. Mr. Marshall learned too the right name of the man who said he used the name Oliver Osborne in his affair with Miss Tanzer. He promptly sent agents to find the man.

Oliver Pillar of Prosecution.

Without his testimony the criminal charge against Miss Tanzer of having used the mails in attempting to defraud James W. Osborne would surely fail and as the hearing in the case has been set for Wednesday afternoon, United States Attorney Marshall is very anxious to locate his star witness.

With the East Sixtieth street tip detectives set out. It is known that they first took charge of a man in a house on the north side of Sixtieth street, not far from Lexington avenue, but that he soon convinced them that he was not the man wanted. Yesterday afternoon the detectives found another man on the block who answered the description of the mysterious stranger who went to James W. Osborne and Gilbert Lamb, his law partner, who, so far, are the only men who have seen Oliver Osborne recently.

The agents took this man away with them, apparently with the intention of keeping him over night, as he had not returned home by midnight.

Reporters swept the block, but failed to find a positive clue that Oliver Osborne lived there under any name. People in one house said he lived next door; in that house reporters were told that Oliver Osborne lived in the house first visited, and occupants of a house down the street said that a man answering Oliver Osborne's description lived further down the block. In that house it was denied that any such person lived there.

All of the officials in the case remained away from their homes all day and until late in the night. Mr. Marshall was expected home for dinner, but had not arrived at midnight; Roger Wood, Mr. Marshall's assistant in charge of the prosecution of Rae Tanzer, also stayed away from home; while James W. Osborne himself failed to get home early in the evening, as he had said he would.

Osborne Gives No Light.

The lawyer was found at his chess club late in the evening. He refused to discuss any developments of the day, saying that he was a Government witness in the case against Miss Tanzer and that it would be indiscreet for him to say anything.

Rae Tanzer was another principal in the case who could not be found. When she was arrested on Friday, two days after she filed her breach of promise suit against James W. Osborne, she gave her address as 76 Pinehurst avenue. Tenants of that house could not give any clue to her whereabouts and said she did not live there.

The application of the lawyer for a bill of particulars as to the basis of the factory worker's suit against him will be heard in Part I. of the Supreme Court this morning. Mr. Osborne filed the application on Friday. In it he said that the suit against him was blackmail, or else Miss Tanzer was being used as a tool by his enemies.

He wants to know when and where Miss Tanzer alleges that he promised to marry her; wants to know where she lives, and asks for other information which will give him an opportunity of preparing a defence. He asks that the information he wants be given to him in detail as quickly as possible, so that the case can be put upon the preferred calendar and tried as soon as possible.

David Slade, attorney for Miss Tanzer, says that he will oppose every request made by Mr. Osborne, except the demand for expedition.

"We are just as anxious for a speedy trial as Mr. Osborne is," said Mr. Slade, "and we shall do everything in our power to have the case heard quickly. We will prove every allegation we have made, and then the public can judge how this poor little orphan girl has been wronged."

CALLS OSBORNE UNFAIR.

Slade Decries Attack on Miss Tanzer Before Trial.

NEW HAVEN, Conn., March 21.—Benjaminn Slade of Slade & Slade, the lawyers who are acting for Rae Tanzer in her suit against ex-Assistant District Attorney James W. Osborne of New York, made reply to-day to statements alleged to have come from the ex-Assistant District Attorney. He said:

"It is not remarkable that at this time this little lady, Miss Tanzer, should be arrested and charged with a criminal offence because she had written some letters to Mr. Osborne. No action was taken by the parties who are personally interested, or by the authorities in charge of the administration of criminal laws until Miss Tanzer had the 'nerve' to seek justice at the hands of a court against such a powerful gentleman as the defendant, Mr. James W. Osborne.

"In view of what has been said by Mr. Osborne I express the hope that no effort will be made by him to adjust the litigation between Miss Tanzer and himself until a jury of his peers by their solemn verdict determine on what side justice lies. If Mr. Osborne's alleged claims have sound foundations in fact he might submit such claims to the determination of a jury of twelve impartial men of the great metropolis of New York and not attempt to poison the public mind against this little woman who brought the case against him.

"The admission on the part of Mr. Osborne that two other lawyers refused to take the case against him is at least some proof to the public that my firm has no fear of Mr. Osborne because he is an ex-District Attorney, and in other ways a powerful gentleman. I note that Mr. Osborne does not give any reason why the other lawyers to whom the case was offered refused to take it.

"We have investigated that feature of the matter and at the proper time and place, if that subject becomes an important issue, will be able to present evidence from which the reasons will appear."

Benjamin Slade is counsel for Virginius J. Mayo, head of the Mayo Radiator Company, in the suits brought against Mayo since the suicide of his stenographer, Lillian M. Cook.

INFANT MORTALITY LOWER.

Rate in State Almost Same as in City.

ALBANY, March 21.—The division of child hygiene of the State Department of Health announced to-day that the infant mortality rate for January in the State, outside of New York city, was within one point as low as that in New York city. For January a year ago the rate in the State was twenty points higher than in New York city. The bulletin issued to-day says the department believes this decrease has been due to the campaign of education conducted last year.

There were sixty-four fewer deaths of infants under 1 year old in January of this year than in January, 1914.

POSTMASTER KELLY ROBBED.

Secretary to President McAneny Also Thieves' Victim.

While Postmaster William E. Kelly of Brooklyn was listening to encomiums at a testimonial dinner given to postal employees in Staudt's, Coney Island, on Saturday night thieves broke into his home at 884 St. John's place, Brooklyn, and stole the following articles: One suit case, an evening suit, two gold watches, a diamond ring, two pins and two gold chains, all worth, Mr. Kelly says, $150.

The same night Samuel Mart, secretary to President of the Board of Aldermen McAneny, was robbed of $250 worth of jewelry while he and his wife were asleep in their apartment at 60 West 162d street.

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LUMBER INTERESTS ASSAILED IN ALBANY

Conservation Commissioner Moore Says They Favor Machold Bill for Selfish Ends.

COL. BARBOUR ATTACKED

ALBANY, March 21.—Conservation Commissioner John D. Moore issued a statement to-night attacking the motives behind Col. William Barbour's approval of the Machold bill reorganizing the State Conservation Commission.

Mr. Moore declared that lumber interests are supporting the measure because the present commission has stopped thefts of lumber and intends to prosecute suits against the lumber interests which would net the State about $1,000,000.

In his statement Mr. Moore attacked Col. Barbour for not producing all the facts in the Adirondack situation and also strikes at Frank L. Moore, president of the Empire State Forest Products Association; R. M. Parker, president of the Brooklyn Cooperage Company; Ferris J. Meigs, president of the Santa Clara Lumber Company, Frank L. Bell of Glens Falls, attorney for the Union Bag and Paper Company, and other large Adirondack land owners.

Commissioner Moore said that soon after the present Democratic commission won two lumber cases in the courts the Forest Products Association adopted a resolution calling for a bipartisan conservation commission, but the present commission had been created for political purposes.

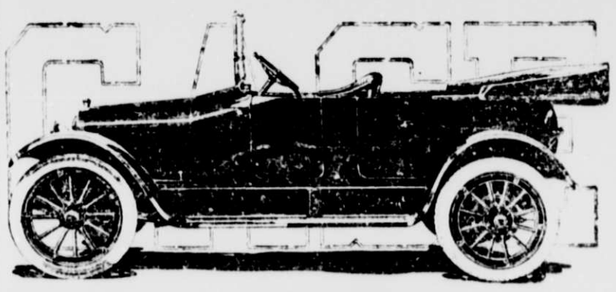
The Commissioner declared that lumber interests killed a bill introduced in 1912 to settle many of the disputes although it was fought for by Gifford Pinchot and others, who described the Brooklyn Cooperage Company's operations as "acts of vandalism."

Mr. Moore also set forth that Col. Barbour is president of the National Twine Company and several subsidiary companies, and explained Barbour's opposition to the present commission as due to the fact that the commission has restricted the use of free notes thereby hurting the business of the Twine Company. Other members of Col. Barbour's committee were passed over by Mr. Moore with these remarks:

"E. Hageman Hall, the secretary of the Association for the Protection of the Adirondacks, has always been a genuine friend of the forests. He has always opposed bad legislation and assisted good legislation. The other members of the committee were J. A. Gaylord, formerly a State Forester and superintendent of Dr. W. Seward Webb's great preserve at Nehasane, and Tomar H. Van Norden, a lawyer.

"The commercial lumber members of the committee represent interests which stand to lose about $1,000,000 if the State's suits against them succeed. If the suits are pushed it is almost certain they will succeed, because the Court of Appeals Santa Clara decision was pretty strongly in favor of the State.

"I am proud of his appointment by Gov. Dix. I am proud of his final record. We have enforced the law. Why does Col. Barbour want to see want to restore a system which has been publicly and effectually discredited?"



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