

HAYWARD IN AFTER BATTLE SENATE FIGHT

Democrats Object to "Paying Debts at Straphangers' Expense."

NEW COMMISSIONER PROMISES ACTION

ALBANY, March 31.—William Hayward is now a Public Service Commissioner for the Greater New York district. The Senate today by a vote of 23 to 15 confirmed his nomination.

The Democrats fought hard to prevent Mr. Hayward's confirmation, urging that he had been unfair in his investigation as counsel for the committee that investigated the commissions.

"This is worse than the Mexican Government, where they murder a Madero to set up a Huerta," said Senator Foley, Democrat of New York, declaring that Mr. Hayward had been sent to investigate the Public Service Commission as he might get a place on it.

"Well, I see they have confirmed Mr. Hayward," commented the Governor this afternoon as he greeted the newspapermen.

"Yes, and what have you to say to the charges made against him by the Democrats?" he was asked.

"Guess I will enter a general denial," said the Governor, smiling.

Hayward to Begin at Once. Mr. Hayward will go to New York tomorrow to begin work. When asked what his plans were, he made this statement:

"I appreciate more than I can say the opportunity the Governor and the Senate have given me to take charge of the public service, which presents such important and difficult problems. I shall devote myself absolutely and exclusively to the discharge of my duties, and I shall expect to be able to do so in a fair and vigorous enforcement of the provisions of the law as it was originally intended, using every means given by the law to secure the best results for the city, the State and the nation, and to treat the public and the corporation as equals."

"So far as I am concerned there will be no political directly or indirectly in the commission. I recognize the fact that the public mind certain standards of performance to be expected from Commissioners. I am sure I shall be able to meet these standards and I have the courage and am ready and willing to face now the responsibility that the public expects of me, and I shall expect to do so in a fair and vigorous enforcement of the provisions of the law as it was originally intended, using every means given by the law to secure the best results for the city, the State and the nation, and to treat the public and the corporation as equals."

"I am sure I have the industry and I hope I have the ability to do the work. Whether I have or not, I leave to the judgment of my colleagues. I shall trust that at all times give me the benefit of their advice."

HARRIMAN ON FAIR BOARD.

Calvin J. Hunsan Also Gets Place From Gov. Whitman.

ALBANY, March 31.—A new State Fair Commission was nominated today by Gov. Whitman. Those named and their terms were:

Charles A. Welling of Cobleskill, for five years; Edward B. Long of White Plains, four years; Calvin J. Hunsan of Penn Yan, three years; W. Averell Harriman of Arden, two years; and Fred R. Perkins of Batavia, one year from March 1 last.

Mr. Harriman is the son of the late E. H. Harriman. His mother has an estate at Arden, in Orange county, comprising about 100 acres of land. It is stated that he is interested in agricultural development as is Vincent Astor at his estate at Rahmstedt.

The only Democrat on the commission is Calvin J. Hunsan, who has just retired as State Agricultural Commissioner. The nominations were referred to the Finance Committee.

THREE WHITMAN VETOS.

Minor Bills Declared Invalid by the Governor.

ALBANY, March 31.—Gov. Whitman vetoed three minor bills today. One was Assemblyman Shapiro's requiring a party demurring to a complaint because it does not state a cause of action to file a bill in what respect it does not.

"It would seem that this would result in greater delay than is permissible under the present practice," says Gov. Whitman.

He also vetoed Assemblyman Gibbs' bill creating a receiver of taxes in the village of Kenilworth, Livingston county, on the ground of special legislation, and Assemblyman Oldfield's bill permitting the forming of a new village of Kenilworth, Livingston county, on the ground that it is unconstitutional.

DRY BILL BEATEN AGAIN.

Assemblyman Fish Teases in Vain to Save His Measure.

ALBANY, March 31.—Assemblyman Fish tried in vain today to save his prohibition referendum bill from defeat by the executive committee. His motion to discharge the committee received 54 votes to 48 against it, only 162 of the 165 Assemblymen voting.

Seven bills were introduced today necessary to discharge the committee. Mr. Fish accused Clerk Hammond of speeding the list of absentees, but Speaker Swan declared that every one would be given a chance to answer, and when roll call was completed asked if any one else wanted to be recorded.

PHONE RATE CUT ORDER FILED.

Service Board Gives Company Ten Days to Accept.

ALBANY, March 31.—The Public Service Commission entered today the order reducing telephone rates in New York city to save consumers \$3,000,000 a year.

By the terms of the order the rates are made effective for a period of three years from July 1, 1915. The company within ten days must file with the commission its plan to accept the order. While no official information as to whether or not the company will accept the order is available, it was generally understood after the last hearing that no further fight against the reduction would be made by the telephone company.

Eric Bond Issue Approved. ALBANY, March 31.—The on-State Public Service Commission today approved the issuance by the Erie railroad of \$1,000,000 of its general lien bonds. The bonds are a part of the part of the general new scheme of Erie financing by these bonds.

DON'T LOSE THEM. Industry in Fortune's right hand and fragility her left. NEITHER one will do you much good if you invest your money recklessly or foolishly.

TITLE GUARANTEE AND TRUST CO. Capital \$ 5,000,000 Surplus (all earned) 11,000,000 176 B'way, N.Y., 175 B'way, N.Y., 250 Fulton St., Jamaica.

draw false charges against the New York city Commissioners, one against the chairman for an act of a year before he was named to the commission. Mr. Hayward has neither the mental qualities, judgment nor experience for the duties of the commission.

6,200 JOBS ARE PLUMS FOR G. O. P. MACHINE

Whitman Signs Census Bill. Admitting It Violates Civil Service Law.

ALBANY, March 31.—The Republican State machine through Secretary of State Hugu will have the appointment of men within the next few weeks to 6,200 jobs ranging in salary from \$1,500 down to \$2 a day, under the provisions of Senator Sage's bill permitting the Secretary of State "without civil service examination" to appoint supervisors, enumerators, clerks and assistants to take the State census.

The bill, although it recognizes that it is contrary to the civil service provision of the State Constitution. "The question whether examinations should be held at the determination of the State Civil Service Commission, which has experience in these matters and is well qualified to determine such questions."

"I am of the opinion that laws should not be passed which take the determination of these questions from the State Civil Service Commission, which has experience in these matters and is well qualified to determine such questions."

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BAR KINGSBURY DOCTORS

Mrs. Dunphy Won't Be Examined by Men Commission Picks.

Mrs. Mary C. Dunphy, the suspended superintendent of the city's hospitals and schools on Randall's Island, refused yesterday on advice of counsel to permit two physicians, selected by the Commission on the Kingsbury, to subject her to a physical examination.

The necessity for this examination was decided upon by Mr. Kingsbury in view of the certificate submitted by Mrs. Dunphy's physicians, Dr. Joseph Byrne and Dr. Michael C. O'Brien, setting forth that she was suffering from Bright's disease and threatened heart failure and was therefore unable to appear before the commission on Tuesday last to answer the charges against her.

The Commissioner's examining board consisted of Dr. Samuel Waldron Lambert, dean of the College of Physicians and Surgeons, and Dr. Edward Loughborough Keyes, Jr., of the Cornell University medical school, both of whom stand high in their profession and are of long standing in their work.

It was announced at the office of the Charities Commissioner last evening that the hearing in Mrs. Dunphy's case would be held at 10 o'clock this morning unless some contingency, now unforeseen, arises. This is the sixth date set for Mrs. Dunphy's appearance.

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NO LEGAL RIGHT, SAYS ROOF.

Commissioner Kingsbury's private secretary, Stanley H. Hoy, said he believed that Mrs. Dunphy has no legal right to be examined by the commission. He said that the commission has no right to examine her without her consent, and that she has no right to be examined by the commission without her consent.

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STATE INVESTIGATIVE RANDALL'S ISLAND "EVILS"

Assembly Passes Bill for Inquiry, Which Charities Board Has Already Begun—Kingsbury Is Assailed by the Democrats.

ALBANY, March 31.—Senator Wagner and Assemblyman Smith introduced today a resolution calling on the State Board of Charities, with the cooperation of the Attorney-General, to investigate alleged evils, defects and abuses in the management of the New York city children's hospitals and schools on Randall's Island.

The preamble to the resolution states that from reports in the public press it appears that the Commissioner of Public Charities of the city, John A. Kingsbury, has for a year or more been cognizant of these alleged conditions, whereby the health and the lives of the mentally feeble and other inmates of the institution have been endangered, and has taken no action to remedy them.

It is declared to be the duty of the State to see that the inmates of public institutions are properly cared for and the function of the State Board of Charities is to make an investigation into the conditions of this nature. Under the rules of the Senate this resolution went over until tomorrow. A little later this resolution was passed in the Assembly on motion of Assemblyman Smith.

Board Has Acted. Inquiry at the office of the State Board of Charities brought out the fact that the board had already taken notice of the newspaper articles and had appointed a special committee, consisting of President William Kingsbury, Dr. Stephen Smith and Dr. J. Richard Kevin, all of New York city, to investigate the alleged evils, defects and abuses, and to report to the board on or before March 29.

For this reason and because of the large amount of publicity surrounding the matter, it was also a fact that the board had already taken notice of the newspaper articles and had appointed a special committee, consisting of President William Kingsbury, Dr. Stephen Smith and Dr. J. Richard Kevin, all of New York city, to investigate the alleged evils, defects and abuses, and to report to the board on or before March 29.

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TELEPHONES AND LADDERS FOR SUBWAY

Public Service Board to Order \$1,000,000 Safety Changes To-day.

Six important improvements intended to make travel in the subway safer will probably be ordered by the Public Service Commission today. The commission yesterday unanimously requested its law department to prepare such an order. The resolution was offered by Milo R. Malbie. When he voted "aye" his work as a Commissioner was ended, for his successor, William Hayward, was sworn in at Albany yesterday and will come to New York today.

The proposed changes are the outcome of the commission's investigation of the subway accident of January 8, in which a woman lost her life and 200 other persons suffered from smoke and fumes thrown off by burning cable in the tunnel. Chief Engineer Craven, after conferences with Interborough engineers, suggested the reforms. It is believed the Interborough will now accept them. The estimated cost to the company is more than \$1,000,000.

Telephones and Lighting System. These are the six requirements set forth in yesterday's resolution: Install a complete and separate telephone system, with telephone stations at frequent intervals along the roadway between stations.

Install an improved lighting system throughout the roadway, so arranged that in case of failure of one source of supply another automatically will take its place.

Install an additional independent source of power supply for operating the ventilating fans.

Rearrange power, signal and lighting cables in manholes so as to guard against a breakdown of one class of cables being communicated to another class.

Install ventilating outlets for existing subway manholes where required.

Install additional ladders and stairways from the subway to the street through the existing ventilating chambers, to be used as emergency exits.

Outside Engineers Called In. Chairman McCall and Mr. Malbie were notified yesterday when a majority of the commission decided to get an opinion from an outside engineering firm, J. G. White & Co., as to whether the new subway can be ventilated by some better system than sidewalk gratings.

Chief Engineer Craven was instructed to direct subway construction in such a way as to avoid any unnecessary delay in case the grating plan is abandoned.

The employment of J. G. White & Co. is a victory for the Broadway Association of Property Owners, who have been trying to prove to the commission that sidewalk gratings constitute an abatable nuisance.

NEW OVERCROWDING ORDER. Third Ave. Surface Line Receives Goldwater Edict.

At a special meeting yesterday the Board of Health passed an order similar to its other regulations limiting the crowding of cars on the Third Avenue Railway Company.

Health Commissioner Goldwater said that this order was not due to flagrant overcrowding on the cars of this line, but to the accident of Fifth-street and board's policy to deal impartially with all the lines throughout the city.

After the mandate was passed General Manager Maher of the Third Avenue Railway Company assured the Commissioner that it would be fully obeyed.

Dr. Goldwater sent a letter yesterday to Police Commissioner Woods requesting the cooperation of the police in carrying out the order on the sixth and Eighth avenue lines.

Loan to Allies' Friends Approved. PARIS, March 31.—The bill providing for advancing 1,500,000,000 francs (\$270,000,000) to Serbia, Belgium, Greece and Montenegro was passed by the French Senate. It had already been approved by the Chamber.

REPUBLICANS IN CAUCUS Agree on Rules—Dodge Full Crew Law.

ALBANY, March 31.—Republican members of the Senate have determined to put an end to the almost ceaseless talk by Democratic Leader Wagner and his followers against the bill named at the caucus today to draft rules for a limit of five minutes on debate and provision for shutting off all debate.

The caucus also decided that the Senate should pass a bill levying an annual tax of \$3 on motorcycles to bring \$100,000 to the treasury.

The caucus also voted to pass bills to give back to the Republicans of Kings county the patronage taken away by ringer bills passed early in 1911 which the Democrats controlled the Legislature.

Another effort was made to get the Senators on record as favoring a repeal of the law which requires that a man or woman who has been sentenced for seventy-two hours a week instead of sixty, as the law limits such labor now.

Two other bills desired by the canners passed by the caucus today. One was a bill permitting women to work until midnight instead of 10 o'clock at night and 58 to 70 for the bill exempting employees from the law requiring one day of rest in every seven.

PUTTING ON DISGUISES BARRED AT BOMB TRIAL

Judge Nott, who is presiding at the trial of Frank Albano and Carmine Carbone for placing a bomb in St. Patrick's Cathedral on the morning of March 2 last, disappointed counsel and a room filled with spectators yesterday when he refused to permit Detective George Barnitz to put on the disguise he used at the time of the arrest.

Barnitz had told the court he saw Albano leave a lighted bomb in a paw of the church and had immediately stepped in and put it out. At the time he was disguised as an old man with white hair and mustache and a wig. He admitted walking with a limp and was near enough to the defendant to detect the odor of a burning cigar with which the fuse of the alleged bomb was lighted.

All the disguises used by the detectives had been brought into the court at the request of William G. Keir and Simon D. Pollock, counsel for the accused. Barnitz described his disguise and Judge Nott permitted the garments and facial and hand adornment to be marked in evidence. But he flatly refused to permit the detective to put on the disguise.

Mr. Keir opposed the ruling, saying the contention that the policeman in the case had studied alibi, seated in the cathedral was of the defense. At another stage of the proceedings Mr. Keir amused the spectators by carefully handling a small bottle containing materials used in making the alleged bomb. James E. Rockley, a chemist in the employ of the city, had made tests which had studied alibi, seated in the cathedral was of the defense.

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CONEY SUBWAY CARS BUILT FOR SAFETY

Latest Devices Shown in Trial Trip—Line to Be Opened Soon.

The type of new subway car of the New York Municipal Railway, the subsidiary of the Brooklyn Rapid Transit Company under which most of the present construction work is being done, was formally exhibited yesterday afternoon for the first time in a series of trips made between Coney Island and Fourth Avenue, Brooklyn, on the new beach line.

The features of the trips was a test of the emergency brake, which stops an eight-foot long car over a four-foot gap in the track. An appliance at the doorless increases the air pressure on the brake with every eight persons who enter, assuring a quick and sure stop irrespective of load. Wire glass has been installed in end windows to prevent injury from flying glass in case of small accidents. An emergency lighting system operated by storage batteries has also been provided, which will go on automatically in case of stoppage of the regular current, as in the recent subway accident on the Fulton street and Broadway. There are numerous other safety appliances.

The cars are all steel, very light, sixteen feet long and carry a load of 40,000 pounds. They are built on a four-wheel chassis and are equipped with a four-wheel drive system. They are built on a four-wheel chassis and are equipped with a four-wheel drive system.

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EXHIBIT "A" The strongest evidence for or against a building contractor is his record—that is exhibit "A."

And that is precisely the evidence we are willing and anxious to put into the hands of any Owner who has a building to erect.

It will prove conclusively that the Thompson-Starrett organization is absolutely innocent of extravagance, inferior workmanship and delay, in all its performances.

THOMPSON-STARRETT COMPANY Building Construction

BY WOODROW WILSON

When a Man Comes to Himself

"Live by enthusiasm," urges the distinguished author; "don't be driven by necessity. And if you fail, make failure a stepping-stone."

50 net. HARPER & BROTHERS

Easter Showing

of Plants and Flowers suitable to the season and out of the ordinary.

Thos. F. Galbraith (INCORPORATED)

Reliable and positive deliveries to all eastern points through our New York and Boston shops.

861 5th Avenue, corner 35th.

"POLITICS AND PATRONAGE"

Title of Protest Made Against President Wilson's Postal Appointments.

Newburgh, N. Y., March 31.—John P. Greig of Port Jervis, chairman of the Democratic county committee, has issued a protest against the action of President Wilson in appointing William H. Neapass of Port Jervis and Fred Burns of Valden to be postmasters in their respective towns, in opposition to the recommendations of the grand county Democratic committee, who favored James P. Gillen for Port Jervis and Andrew K. Wagner for Valden.

Mr. Greig entitles his protest as "Politics and Patronage." He charges that President Wilson has not only broken down the organization and the grand county Democratic committee, but has also appointed to the offices of postmaster persons who are known to be political hacks.