JOY (?) FOR P. S. C.; HAYWARD INDUCTED

Cram in Good Form as He Offers Colonel the Use of His Auto.

EARNS $47.90 FIRST DAY

William Hayward, recently counsel to the Governor and to the Thompson committee, earned $47.90 yesterday—his first day's pay as a Public Service Commissioner. When he appeared in the offices in the Tribune Building at 10:45 A. M. he was hailed with elaborate courtesy by Messrs. McCall, Cram and Wood, over whom the charges that he helped the Governor to prepare are still hanging, and with apparently unaffected pleasure by Milo R. Maltbie, whom Col Hayward succeeds and who is now free to start on a six weeks hunting trip.

The new Commissioner appeared on crutches. His left ankle, broken in a fall a fortnight ago, was enveloped by black silk cloth which concealed bandages and a plaster cast. He hobbled into Chairman McCall's room and there shook hands with the chairman, the other Commissioners and Mr. Maltbie.

J. Sergeant Cram was in good form.

"Colonel," said he, "I suppose you would like to use my automobile."

He meant the car about whose private use Col. Hayward had prodded him in the legislative investigation of the commission. On the stand Mr. Cram said, "I hope my successor gets that car, for it's a bad one and skidded into every ditch on Long Island."

Camera Men Busy.

Col. Hayward grinned back at Mr. Cram when the latter made his offer.

"No," he said. "I guess I'm not your successor. I'm Mr. Maltbie's."

Camera men flocked in. The new Commissioner leaned on his crutches and posed for a picture. There was also a delectable group photograph—Col. Hayward and Mr. Maltbie, with Mr. McCall standing between them smiling. Then Col. Hayward went into Mr. Maltbie's private office, which he is to have. Mr. Maltbie took him over to a window overlooking the East River.

"Colonel," the retiring Commissioner said, "you remember the B. R. T. fender case in which you accused me of delay?"

Mr. Hayward nodded.

"Well," chuckled Mr. Maltbie, "those are the cars down there on Brooklyn Bridge. They haven't got any fenders yet. I hope you'll break all speed records in seeing that they do have."

The Nebraska Colonel said something about it not being difficult to break such records as had been established. Both men laughed. Oh, it was a very nappy party—this induction of the new Commissioner.

Mr. Hayward had a long talk with Chairman McCall about his new work. Later reporters asked him if he had any plans for improving the commission's routine.

"As you already know," he replied, "I have very definite ideas on these matters, but I shall make no statement now. You know the Governor is still considering the charges that have been made, and as I was counsel to the investigating committee any talk from me at this time would be improper."

Rides in Taxicab.

He attended a formal meeting of the commission and watched the wheels go around, but did not vote. He was alert for any mention of a meeting of the committee of the whole—those secret sessions of which Mr. Cram complained to the legislative committee—but there wasn't any yesterday. He left the building about 4 o'clock and rode to his sister's home in Le Marquis Hotel in a taxicab.

Beginning next week he will keep longer hours at the office and undoubtedly submit to the daily grind, 9 o'clock A. M. to 7 P. M., which was emphasized in the investigation. His friends say he is anxious to prove he is a hard worker and that he has no intention of leaving his job at any time to act as a political scout for Gov. Whitman.

Mr. Maltbie still declines to talk about his plans, except the hunting trip. Certain political gossips believe he is sure to be placed in the Mitchel administration. It is rumored that he may succeed William Williams as Commissioner of Water, Gas and Electricity. Mr. Mitchel, soon after his election to the Mayoralty, tried to get Mr. Maltbie for that post. It was believed at that time that Mr. Williams had consented to serve for only a short period.

Fail to Get Record.

It was learned yesterday that those opposed to the nomination of Col. Hayward as a member of the Public Service Commission have made an effort to confirm their suspicions that during the last Gubernatorial campaign Col. Hayward devoted more time to the political affairs of Mr. Whitman than was consistent with his duties as an Assistant District Attorney.

As District Attorney Mr. Whitman kept a detailed record of the activities of his numerous assistants. By means of this record he could tell at a moment's notice just what any man in his office was doing, what cases he was assigned to and how much time he was giving to the particular matter in hand. Opponents of the Governor who now remember that Col. Hayward spent much of his time, especially during the closing weeks of the campaign, at the Whitman headquarters, have realized that this record would be a valuable document in checking up Col. Hayward's activities, and they have made an attempt to get hold of it.

Word has been conveyed to the Democratic leaders in Albany that the record in question is not on file in the District Attorney's office, and it is said that Gov. Whitman has met the inquiries of the investigators with the assertion that the record is his personal property and that he intends to treat it as such.

Gov. Whitman in Albany last night refused to say anything about Col. Hayward's record as an Assistant District Attorney.

TWO CITY BILLS BECOME LAWS.

A Fifth Deputy Police Commissioner Is Provided For.

ALBANY, April 1.—Four bills, two affecting New York city, were signed by the Governor to-day. One provides for a fifth Deputy Police Commissioner.

Under another bill the trustees of the College of the City of New York may furnish gratuitously or otherwise to resident students or employees of the city special courses in vocational training and civic administration subjects.

An appropriation of $50,000 for the use of the State Commissioner of Agriculture for the suppression of the foot and mouth and other infectious and contagious diseases and insect infestations is made in a bill approved by the Governor.

One of Senator Sage's bills appropriating $65,000 for the contingent expenses of the Legislature was also approved.

Hurd for State Prison Commissioner.

ALBANY, April 1.—Richard M. Hurd of New York city was named to-day by Gov. Whitman as a member of the State Prison Commission to succeed Francis C. Huntington, resigned. The nomination went to the Senate Finance Committee.

CITY MUST CUT TEACHERS' PAY, SAYS PRENDERGAST

Tells Legislature Estimate Board Should Fix School Salaries if It Is Held Responsible for New York Finances.

ALBANY, April 1.—The financial condition of New York city was made the issue by Comptroller Prendergast to-day in the fight of the city administration for the Cromwell bill giving the Board of Estimate the power to fix the salaries of the New York city teachers. A hearing on the bill was given by the joint Cities Committees of the Senate and Assembly.

"The Legislature has considered resolutions for the investigation of New York city finances, and the question lately has been what is the administration to do about it," said Comptroller Prendergast.

"This is our answer. The Cromwell bill is our answer, and unless the Legislature passes it, I say the Board of Estimate can hardly be held responsible for the city's financial condition."

This statement by the Comptroller was followed by a hubbub among the 300 women teachers present.

After Comptroller Prendergast had finished his argument in favor of the bill Miss Isabella A. Ennis, a Brooklyn teacher, stood up and asked him to make himself clear on one point.

"I mean," said the Comptroller, deliberately, as he turned to face the teachers, "that the Board of Estimate and Apportionment, as the responsible elective officers, should have the right to increase or diminish the salaries paid to city employees.

Reduction, Not Increase.

"I believe in the policy, and I am now committed to that policy, that the Board of Estimate should have the power to determine what shall go into the budget. And I want to say here that this policy will be toward reduction and not toward increase."

Again there was a hubbub among the teachers as the Comptroller sat down and a few hisses could be heard in the rear of the chamber.

The huge budget of the city of New York is due, the Comptroller said, to mandatory legislation. He defined mandatory legislation as that which imposes a financial burden upon the city of New York without the city having anything to say about it.

"If the Legislature refuses to give us legislation like the Cromwell bill, which places responsibility, we cannot be free agents as long as laws circumscribe our duties.

"Let the Board of Estimate be responsible and then hold the members of that board responsible. Laws of this character will fix responsibility and, on the other hand, will give the board the right to say what shall go into the budget.

"For this bill and the policy which it establishes I am personally responsible. I accept that responsibility.

"On the point of education being a State function, I admit and know it is a State function. But that function with the State ends, I believe, when a law prescribes to which extent children shall be educated. I don't believe it proper to ask the Legislature to step in and say what shall be the pay of teachers, or how much money the city shall spend on education.

Necessary to City.

"This bill is absolutely necessary if the city of New York is to solve its financial difficulties."

Stewart Browne, president of the United Real Estate Owners Association, and Lawrence M. D. McGuire, president of the Real Estate Board of New York and representing the Advisory Council of Real Estate Interests, spoke in favor of the bill. Mr. Browne criticised the expenditure of huge sums of money in salaries by the Board of Education.

"The Board of Estimate has nothing whatever to say about this, yet it must find money to pay them," he said. "This is illogical and absurd. I have found, as in most city departments, more or less of the grossest extravagance in the Board of Education. New York is paying $60 for each child educated. That is more than is paid in any other city in the world, as far as I know.

"As a business man and one who has advertised frequently, as all business men must, for stenographers and, as a result, has secured the products of the high school, I must say I have found that most of them are not educated. They do not know the English language. They do not know the meaning of some of the simplest words in it. They do not know how to add a column of figures.

"The Board of Education seems to think a child can get an education by sitting in a seat. Children go to the schools to be taught and they come out of the great hopper without learning anything.

"I want to say to the teachers here that from my experience with the Board of Estimate they won't reduce a single salary, for they haven't got the nerve."

Mr. McGuire advocated the measure as one to further the principle of home rule.

Churchill Attacks Bill.

President Thomas W. Churchill of the Board of Education spoke against the Cromwell bill and answered Mr. Browne's attac. He said:

"If all of Mr. Browne's facts correspond with his statement that the Board of Education pays $45,000,000 in salaries they would be difficult to sift. That was a slip of the tongue, to be charitable, as he was about $15,000,000 off the track.

"It is unnecessary to answer any such diatribe against the system that takes the little immigrant at Ellis Island and turns him out at the end of that hopper, Mr. Browne refers to, pure gold. There is evidence that there is so much education needed outside the Board of Education that we must look out lest some other task is put upon us."

President Churchill declared that he and every one should admire the frankness of Comptroller Prendergast, even if they did not agree with his position.

"So I hope no teacher will vote against him for that reason."

He declared he believed the bill bad because it would tend to make the Board of Education in New York "serve two masters." He said the legislators are far away from the maddening throng in New York and are not so likely to be affected by things of the moment.

"I want to say that any Board of Estimate," he continued, "will say 'We will clean the snow and dirt from the streets because the people see that,' but the people do not see the stunting of the mind of the child. If you press this bill you will put us into city politics, which we have been striving against without any too great success."

Favors 4 Mill Tax.

He declared that personally he favored a straight four mill tax for straight educational expenses.

Miss Grace Strachan, who was at the head of the teachers' delegation, said:

"The Cromwell bill deprives us of all the salary protection we have fought for and obtained in the last five years. We now have the Davis equal pay law and a schedule of minimum salaries. The passage of the measure allowing the Board of Estimate to fix salaries will keep the teachers in politics continually.

"Since 1912 we have had the State's protection. The lowest salary paid in the lower grades of the elementary schools is $750. The highest is $1,500.

"In 1895 the State Department of Education had a law passed which specifies that no teachers shall be permitted to teach in cities of the first, second and third class who do not have the equivalent of four years high school and two years normal college training. We maintain that inasmuch as the Department of Education fixes the qualifications of teachers, it must provide a minimum salary rate and give us full protection from the whims of city government."

Many Oppose Bill.

Other speakers on the Cromwell bill, all of whom opposed the measure, were: James A. Delehanty of the District Attorney's office; Edward Mandel, Men's Principal Association; Dr. Ettinger, Board of Associated Superintendents; Dr. Mar, Brooklyn Teachers' Association; Miss Isabella A. Ennis, Brooklyn Class Teachers' Association and representatives of the City Club, Citizens Union, Municipal Government League, Civic Association of Queens and Public Education Association.

Two of the New York teachers who were conversing with Assemblymen were requested to leave the floor by Speaker Sweet when one of the Assemblymen asked for order in the chamber.

Before the hearing started the women crowded into the lobbies and galleries of both houses and it was the disturbance in the Assembly chamber which roused Speaker Sweet to request the two women to leave.

Customs Receipts $513,840.57.

The total receipts yesterday for duties at the Custom House were $513,840.57, of which $178,914.29 was for merchandise withdrawn from bonded warehouses and $334,926.28 for recent importations.

MAKING NEW FRIENDS

The Dictionary has more interesting revelations to make than you would suspect in so staid a volume.

The word *Prejudice*, for example, means simply "Pre-judgment"—a passing of judgment before one has heard the evidence in the case.

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CANNERS' LOBBY IN ALBANY, IS CHARGE

Democrats Fight Bill for 72 Hour Week for Women and Minors.

ALBANY, April 1.—Democratic leader Wagner charged in the Senate to-day that a lobby representating the canners is working for the passage of the Thompson-Bewley bill increasing from 60 to 72 the number of hours a week women and children may work in canning establishments.

Senator Wagner filibustered when Senator Thompson tried to have the Assembly bill, which was passed in the lower house yesterday substituted for his bill on the Senate calendar. Points of order and objections followed one another in rapid succession, and finally the Democratic leader raised a point of order which was sustained by the Lieutenant-Governor.

As soon as the order of reports of committees was reached, however, Senator Thompson, backed by Republican Leader Brown, tried again and was successful in getting the bill substituted and advanced to the order of third reading. It will not be reached before next week, it is thought.

CANNING BILL "VICIOUS."

Mrs. Nathan, president of the Consumers League of New York city, declared yesterday that the Bewley bill, permitting women and minors to work seventy-two hours a week in canning factories, passed by the Assembly on Wednesday, was a vicious one.

"It is asserted," Mrs. Nathan says, "that if these employees were not overworked it would mean the deterioration of the products handled. The finest products of this country are its children, and of more importance than peas, beans and strawberries. If the women of the generation are overworked and allowed practically no hours for rest, the children of the next generation will deteriorate.

"But this assertion that it needs overwork to keep the products from deterioration is false anyway. Many women were engaged in putting labels on the cans and doing similar things which have no bearing at all upon deterioration."

She says that the bill has been hurried through with a very evident avoidance of public hearings, but she believes that it will be vetoed by Gov. Whitman.

SENATE GAGS DEMOCRATS TO OUST 2 BOARDS

Continued from First Page.

knows Commissioner Van Kennan has frequently represented lumbering interests in the Adirondacks as an attorney.

"Likewise every one knows that Commissioner Moore has been an agitator, a builder up of socialistic schemes such as the hydro-electric plan, which would permit the State to develop private as well as public water powers.

"Every one knows that the capacity of Commissioner Patrick E. McCabe to deal with Adirondack forest problems consists in his familiarity only with the political woods of Albany.

"Now we are tired of being compelled to sit here every day listening to the Democratic leader's noise like the bursting of a hot air balloon, indulging in language which was out of order according to every rule of the Senate.

"But now the time has come when we must call a halt and take time to do the business of the Senate if we are to adjourn and save the taxpayers' money. It is for this reason that the adoption of this rule is essential to the completion of the work of the Senate."

"This is the first time that the previous question has been invoked in the Senate," declared Senator Foley.

"Oh, no," said Senator Walters. "Lieut.-Gov. Sheehan utilized it when he was presiding officer of the Senate in 1892.

"I would point you also to rule 32 adopted by the Democratic Senate during the last four years, while the minority leader led the Senate, which was exactly the same rule that we are adopting except that the six hour limitation of debate is changed. That rule 32 permits of the previous question the same as this rule permits it."

"You can not gag and muzzle the minority," continued Senator Foley. "If you were doing the right thing you need not be afraid of publicity, but you must be doing the wrong thing through this continuous ripper legislation and the criticisms of the minority have made you afraid of public opinion."

"At last we have arrived in this State at the day of the Russian Duma," said Senator Cullen. "Drunk and intoxicated with power, the Republicans think the people have conferred upon them the right to ride pell mell over all precedents and grab every office in sight. You cannot gag and bind the Democratic leader in his seat so he can't speak for the great Democratic party without hearing from the people at the next election. If you do we will show you a trick or two you don't know anything about."

"I do not believe the people of the State will countenance my being suppressed from performing what I believe to be my duty in analyzing the ripper legislation which we are considering from day to day," said Minority Leader Wagner. "You have no right to suppress and humiliate me because of my conscientious performance of my duty. This gag rule will not suppress me. If you will not give me a forum here I will get it elsewhere. What time you may save in debate by this rule I will consume another way."

"The Democratic tin panning can go on in the Senate chamber," said Senator Thompson, "from Saturday noon continuously until 6 P. M. on Monday each week when the Senate is not in session. There is no need of inflicting it on intelligent men who are busy legislating for the best interests of the State."

Empire Reds Lift That High-Cost-of-Mileage Curse

Motorists have been given a good deal of food for thought this spring about tire costs. The price you pay is important, but only in proportion to what you get for it.

In Empire RED Tires cost and quality are properly related. You pay a little more in initial cost of the case—you get a good deal more in actual service.

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PROPOSALS.

Sealed proposals in triplicate will be received at the office of the Quartermaster-General of the Army, Washington, D. C., until 2:00 P. M., Eastern time, April 30, 1915, for furnishing and delivering Band Instruments and Parts during fiscal year 1916. Information furnished on application to Quartermaster-General.

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SURROGATES' NOTICES.

HANLEY, EDWARD—In pursuance of an order of Honorable Robert Ludlow Fowler, a Surrogate of the County of New York, Notice is hereby given to all persons having claims against Edward Hanley, late of the County of New York, deceased, to present the same with vouchers thereof to the subscriber, at her place of transacting business, at the office of McClure & Prentice, her attorneys, No. 61 Broadway, Borough of Manhattan, in the City of New York, on or before the 20th day of June next. Dated, New York, the 18th day of December, 1914.

CATHERINE CONWAY HANLEY, Administratrix

McCLURE & PRENTICE, Attorneys for Administratrix, 61 Broadway, New York City.

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SUMMONSES.

SUPREME COURT, NEW YORK COUNTY—LILLIAN DUNN, Plaintiff, against LLOYD DUNN, Defendant. Summons. Action to Annul Marriage. C. C. I. No. 8417-1915.

TO THE ABOVE NAMED DEFENDANT:

You are hereby summoned to answer the complaint in this action, and to serve a copy of your answer on the plaintiff's attorneys within twenty days after the service of this summons, exclusive of the day of service; and in case of your failure to appear or answer, judgment will be taken against you by default, for the relief demanded in the complaint.

Dated, New York, January 5th, 1915.

ALMY, VAN GORDON, EVANS & KELLY, Plaintiff's Attorneys, Office and Post Office Address, No. 46 Cedar Street, New York City.

TO THE ABOVE NAMED DEFENDANT, LLOYD DUNN:

The foregoing summons is served upon you by publication pursuant to an order of Hon. Daniel F. Cohalan, a Justice of the Supreme Court of the State of New York, dated the 11th day of February, 1915, said summons and the complaint having been filed in the office of the Clerk of the County of New York, in the County Court House, in the City of New York, Borough of Manhattan, in said State of New York.

Dated, New York, March 4th, 1915.

ALMY, VAN GORDON, EVANS & KELLY, Attorneys for Plaintiff, Office and Post Office Address, No. 46 Cedar Street, Borough of Manhattan, City of New York.

PUBLIC NOTICE.

STATE OF NEW YORK.
PUBLIC SERVICE COMMISSION, SECOND DISTRICT.
Albany, March 26, 1915.

Case 1651.

A petition, under section 55 of the Public Service Commissions Law, having been filed with this Commission by The New York Central Railroad Company for authority to issue $100,000,000 in 20 year 6 per cent convertible debenture bonds, and to increase the authorized amount of its capital stock from $500,000,000 to $600,000,000, for conversion, the proceeds of the debenture bonds to be used for purposes stated in the petition, NOTICE is hereby given that a public hearing on said petition will be held by this Commission at No. 19 Washington avenue, in the city of Albany on Wednesday, April 7, 1915, at ten o'clock a. m.

BY THE COMMISSION.
FRANK H. MOTT, Secretary.

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New Haven Line, week days only, str. lv. Pier 28, E. R., ft. Catharine St., 2:45 P. M.; Pier 70, ft. E. 22d St., 3:00 P. M.

Bridgeport Line, week days only, str. lv. Pier 28, E. R., 11 A. M.; Pier 70, ft. E. 22d St., 11:30 A. M.

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