WON'T LET UP ON SIN, SAYS RECTOR; QUITS

The Rev. M. G. Johnston of Trinity, Newark, Lays Resignation to Vestry.

WAS MEDIATOR IN STRIKE

NEWARK, May 14.—Trinity Episcopal Church here is to lose its rector, the Rev. Mercer Green Johnston, son of the Right Rev. James Steptoe Johnston, Bishop of Western Texas.

Mr. Johnston told his congregation this morning that some time between now and October 1 he will resign, to take effect on January 1. He said the reason is that the vestrymen have tried to curb his expression of views, have tried to induce him to be gentler in scourging the sinful and have told him that he ought to run his church as a grocery store is run, to please its patrons. He did not refer to the members of the vestry by name, although he spoke of "the dominating member of the vestry."

In telling of his forthcoming resignation Mr. Johnston said that one vestryman had called upon him and suggested that he take a six months vacation and while away turn in his resignation. He told the man he would do nothing of the kind and repeated this to the whole vestry at a special meeting. He said then that such a course would not be honorable either to him or to the church; that if he had done anything wrong he wanted the fullest publicity, and that if the vestry would put the request for his resignation in writing and state the reasons for the request he might accede.

Decided Never to Swerve.

Mr. Johnston began by telling the congregation of his earnestness in the work to which he had been called, and said that when he was ordained by his father he stated his convictions, from which he determined never to bend. He told of expressing these convictions when he was called to Trinity, of which he knew little except that the parish was old, downtown and disintegrating, with practically no endowment. Imbued with the Christian spirit, he came to Newark prepared to do everything he could to set the parish on its feet, he said. This was in 1912.

"Some one has said that running a boys' school is like sitting on an active volcano," he said. "Running a parish in Newark in 1913 with a conscience alive to one's social environment and the social demands of the religion of Jesus Christ is quite as interesting and quite as full of volcanic foci as any boys' school."

The pastor related that his first two sermons, entitled "For I determined not to know anything among you save Jesus Christ and Him Crucified," and "We shall all stand before the Judgment Seat of Christ," caused a buzz of excitement and criticism in the congregation, of which only a small part reached his ears at the time. Later a vestryman told the preacher he had admired Mr. Johnston's courage. Mr. Johnston replied that it did not require any special courage, whereupon the vestryman told him he did not know the congregation.

"I now know that sermon is spoken of as 'that terrible sermon' by the dominating member of the vestry," continued Mr. Johnston. "I now know that a sermon I preached advocating that our Government follow the honorable course it has since followed in the matter of the Panama Canal tolls gave offence to this member, as did also a sermon I preached on the 'Right of a Child to a Pure Birth.'

His Predecessor Driven Away.

"Though I have been subjected to comparatively little of the ugly sort of criticism that drove one of my predecessors from the parish before the end of his second year, and has brought several others to grief, some of the friendly criticism has been so minute and painstaking that the suspicion has once or twice crossed my mind that there are those in the vestry who take the view that I was called to the parish to be conformed to its standards rather than to try to conform the parish to the standards of Jesus Christ.

"One vestryman warned me in a friendly spirit that I had made a serious mistake in attempting to mediate in the great garment workers' strike so far as it affected conditions in Newark. He told me that there were people of influence in the parish who regarded matters of this kind as being entirely outside the sphere of the rector.

"Not so long ago I was distressed by having a member of the vestry say, in serious friendly conversation, that running a church should be like running a grocery store, to please the patrons. No one could run a successful grocery store who let his private convictions interfere with selling his patrons what they wanted, liquor or anything else, he told me.

"About the same time I was told by another vestryman that the plain indication on my part that I thought there were sinners in Trinity would give offence and I was asked to strike out of a sermon the clause in which the reference occurred. Later this same man, the dominating member of the vestry, said to me that as there were probably nine sinners to one saint in the church he thought I ought to preach to please the sinners, to preach so as not to make them uncomfortable when they came to church."

WOMAN GIVES THIEF A CHASE.

Pursues in Taxicab After Man Climbs From Fire Escape.

When Mrs. Ida Secor went into the room of one of her boarders in her home at 102 West Seventy-fourth street yesterday afternoon she found a man ransacking the drawers of a dresser. Mrs. Secor screamed and the man made a dash for the window, dropping everything in his haste.

Then began a race for the street, the thief by way of the fire escape and Mrs. Secor by the stairs. The former reached the ground first, but the woman was not far behind him.

Mrs. Secor, who thought she saw the housebreaker whisking around the corner, commandeered a passing taxicab and started in pursuit. After cruising around the block she gave up the quest and notified the police, who searched the neighborhod, but without result.

FIRE SCARE AT BELLEVUE.

Elevator Man Extinguishes Small Blaze in Basement.

Charles McCabe, elevator man in a six story medical building at Bellevue Hospital, smelled smoke in the elevator shaft yesterday as he was lowering his car. He discharged his passengers and descended to the basement, where he found a lively blaze in a crate of camp chairs packed in excelsior and paper.

McCabe put out the fire with the aid of a hand extinguisher. In the meantime an engineer had blown a whistle to notify orderlies and attendants to prepare for fire duty. McCabe was dusting off his clothes by the time the volunteers arrived with pails of water.

It is believed some one got careless with a cigarette or cigar.

THOMPSON TO "MODIFY" WIRE TAPPING INQUIRY

Senator Said to Regard Case as One Would a Box of Nervous Dynamite—Mayor and the Police Reported "Loaded for Bear."

The threatened investigation by the Thompson legislative committee of telephone wire tapping in connection with the recent charities inquiry is scheduled to begin this morning when the committee reconvenes in the Municipal Building. Senator Thompson announced this programme a few days ago, but he was out of town most of yesterday, and whether he is still determined to go into the matter as thoroughly as he first intended is a matter of conjecture. Frank Moss, the committee's counsel, would say only that if the committee takes up the investigation of the wire tapping cases it will be in a "modified form."

It is known that the Senator is not as keen about delving into the subject as when he received a letter last week from Brooklyn citizens urging his committee to take steps to put an end to this "abuse" of telephone privacy. The Senator said then that he would make a complete inquiry and probably call upon all the witnesses who appeared before the Kings county grand jury. He held it to be a very serious matter and expressed his personal indignation on the subject, but since then certain developments have occurred which may change his programme.

The Senator had a canference with Mayor Mitchel on Thursday, but all he would say about it was, "I intend to call the Mayor as a witness." Also he had invited the Rev. William Farrell, Dr. D. C. Potter and Robert W. Hebberd to come to the committee hearing on Thursday afternoon, but none of them was available. Deputy Police Commissioner Frank Lord came to the meeting, but was excused when the Senator announced that the whole thing would be postponed until this morning.

The situation is just about like this: Senator Thompson regards the case as one would a box of nervous dynamite. It is understood that the Mayor and the police officials who figured in the wire-tapping in connection with the charities inquiry question the committee's right to go into the matter, but if the Senator insists on hearing all there is to be said on their side they are prepared to go to the witness stand "loaded for bear." So it is expected that the early stages of the committee's investigation of the subject will be in the nature of a scouting expedition.

"It will not be complete" is the explanation Mr. Moss gave of his statement that if the committee took up the inquiry to-day it would be in a "modified form."

In connection with one phase of the committee's investigation on Friday—the mention of the name of the late J. Edward Swanstrom in the committee's search for the man who visited Col. Timothy S. Williams of the B. R. T. with the information that a certain city official's support for the B. R. T.'s subway proposal could be obtained for $500,000—THE SUN was informed yesterday of a series of developments in the subway negotiations which throw an interesting light on the inquiry into the alleged bribe offer.

It was pointed out that Mr. Swanstrom died on February 15, 1911; that the B. R. T.'s first Broadway subway proposition—its first big proposal—was not made until March 2, 1911. This offer is mentioned in the report of George McAneny, then chairman of the Board of Estimate's transit committee, which was made in June, 1911. In the light of these facts wonder was expressed that Mr. Moss should have inquired whether Mr. Swanstrom was the man who visited Col. Williams with the alleged information that a certain city official's opposition to the company could be removed for $500,000.

When Mr. Moss was asked about this yesterday, he said:

"I cannot give you my reason for asking that question. I have no right to do so. The whole thing grew out of what Col. Williams said, and it is on account of certain things that Col. Williams said that I asked the question. My question did not consider the sequence of dates that you mentioned or the B. R. T.'s Broadway offer. I am simply proceeding upon facts and statements as they come up."

The testimony of Col. Williams last March to which Mr. Moss referred was that early in 1911 some one now dead had come to him with the information that the opposition of a certain city official could be removed for $500,000. Mr. Moss said it was Col. Williams who limited the inquiry for the alleged visitor to a dead man. The alleged bribe visit, however, was first mentioned before the Thompson committee by Scott McReynolds, who testified before Col. Williams, that he had heard of the visit and that it was mentioned in a conversation with Travis H. Whitney, then secretary of the Public Service Commission.

WAITE REVEALED AS BOYHOOD THIEF

Confessed Slayer of Wife's Father Stole Even as Church Organist.

In preparing for the trial of Dr. Arthur W. Waite for murder in the first degree in killing his father-in-law, John E. Peck, set for next Monday before Justice Shearn, Assistant District Attorney Dooling has made public new information that recently came into his hands concerning the past of the prisoner. It substantiates, he says, all the former statements that Waite was a thief from childhood and that he began while an organist in a church in Menominee, Mich. This was eleven years ago.

Waite is charged with having administered arsenic to his wealthy parent through marriage to get his estate, said to have been extensive. Mr. Dooling says that his investigation of the evidence against Waite has not developed any good in his behalf and that he must have been inherently bad. He says his church stealings came through a custom of the ushers to place the collection baskets near his place in the choir loft and from them he took a sum placed at about $300. When the church officials allowed him to go on his promise never to return to the town the incident was closed, until it now comes out through investigation into his past life.

Mr. Dooling said too that Waite had taken the money about the time he began to prepare himself for a course in dentistry. A short time later, while employed in a store in Mackinac Island, he stole a considerable sum of money, but was not prosecuted through the intervention of his parents.

Mrs. Clara Peck Waite, wife of the prisoner, is expected in this city from Grand Rapids, Mich., on Thursday, at which time she will give a statement to Mr. Dooling. She has already made a detailed statement, but it is desired to go further into her information before calling her as a witness against her husband. She has turned over many letters and given other information that would indicate that Waite had married her with the avowed intention to kill her parents and to get the money they would leave to her and her brother, Mrs. Peck died in January, while her husband died in the early part of March.

Since his arrest Waite has made two complete confessions of his guilt in killing the father of his wife. He admitted he wanted money and this was one way that he saw open to get it. It is the contention of the prosecutor that he intended to flee the country as soon as the estate of the elder Peck was settled. The name of a woman has been used in this connection.

BIG TIM CLUBHOUSE SOLD.

Foreclosure Proceedings Instituted by Lincoln Trust Company.

The property at 207 Bowery, for many years the headquarters of the Timothy D. Sullivan Association, has been sold under foreclosure proceedings instituted by the Lincoln Trust Company. The trust company held a mortgage for $26,000, on which the interest was not paid after 1911, when the late Big Tim Sullivan ceased to take an interest in the club. Mr. Sullivan had an equity of about $20,000 in the property, which was bought from the Hammersley Realty Company after the club had rented for several years.

The clubhouse was the centre of Big Tim's political activities, and a room on the upper floor was always reserved as his sleeping quarters. In other small rooms he conferred with his lieutenants. Across the street at the Hotel Occidental he also had a suite of rooms which were used as occasion required.

A transaction also recalling the days when Big Tim was a political power is the decision to transform the Dewey Theatre property in East Fourteenth street into a business building. The decision was reached following a suit by Abraham H. Altschul, as a taxpayer, for the rejection of plans filed for the overhauling of the property for theatrical purposes. The Sullivan executors fought the case through the Appellate Division but lost it and have now decided that the theatre must go.

The court held that the building was always operated illegally as a theatre. As a theatre it brought in an income of $30,000 a year and has been appraised at $325,000. The property is mortgaged for $270,000.

MRS. GILLIGAN IN JAIL AS CHURCH IS DEDICATED

Woman Accused of Poisoning Inmates of Home Gave $1,100 Toward Edifice.

HARTFORD, May 14.—While the Catholic church in Windsor, Conn., to which she had given $1,100, was being dedicated by Bishop John J. Milan to-day Mrs. Amy B. Archer-Gilligan sat in her cell in the Hartford county jail. The woman accused specifically of poisoning Franklin R. Andrews, one of the inmates who have lately died in her home for elderly people in Windsor, did not attend the full mass.

Another organist presided at the dedicatory services in place of her daughter Mary, who failed to attend the rehearsal last Wednesday. Mrs. Gilligan had no visitors on this, her sixth day in jail.

Though the State police detectives admit that the bodies of only two persons have been exhumed it is believed that disinterments are being rushed, as after June 1 no more permits will be issued until October 1.

The grave of Michael W. Gilligan, the accused woman's last husband, who died on February 20, 1914, and was not buried until two months later in St. Mary's Cemetery, Windsor Locks, remained undisturbed to-night. It is being guarded, however, and the grass has been cut preparatory to digging after the coffin.

Pharmacy records found to-day show that Mrs. Gilligan purchased at Nason's drug store in Windsor, three days before Gilligan died, ten ounces of arsenic acid. She remarked that she intended to poison rats in her barn. Altogether Mrs. Gilligan bought about a pound of arsenic in 1914, it is said. Michael W. Gilligan died suddenly in agony. He was apparently well and strong a few days before he died. He signed a will the night before his death leaving his whole estate to his wife. The State will contest the authenticity of the document.

STRAW HATS COME IN TO-DAY.

Season Gets Flying Start Through Preparedness Parade.

Hereafter one may wear a "straw lid" without comment from his neighbors about rushing the season, because the straw hat season officially opens to-day.

The straw hat season really began, in a way, several days ago because in preparing for the citizens' preparedness parade on Saturday thousands of New Yorkers bought straw hats. These were used extensively by the marchers. There were some who changed their custom of buying straw hats late in the season and on account of the parade purchased their straws before May 13. Moreover there were thousands who did not have to dig down in their own pockets for the price of a hat because many of the big concerns generously provided straws for all their employees in the parade.

Wall Street, the centre of style for men, usually blossoms out on straw hat day and there is a tradition that methods more forcible than arguments are used to convince the delinquent brokers and bankers who appear in winter headgear that spring has arrived and that straw hat day must be observed.

POSED AS A RHINELANDER SON.

Lawyer Appears in Court Against Author Who Annoys Him.

T. J. Oakley Rhinelander appeared in night court last night as complainant against a frock coated, silk hatted man who had been annoying him for a week and who said he was Mr. Rhinelander's son, Ignatius Augustus Farrell was the "pen name" the prisoner gave, saying he was an author and lived at the Continental Hotel.

Mr. Rhinelander said the man had called repeatedly at his home, 36 West Fifty-second street, leaving letters addressed to "His Majesty the King of Immortality" and other potentates and to-day had stopped Mr. Rhinelander on the street. Mr. Rhinelander then caused his arrest.

Farrell pleaded guilty to a disorderly conduct charge before Magistrate Nolan and was remanded for sentence to-morrow.

CRAZED GIANT HOLDS SHIP'S CREW AT BAY

Armed With Razor, Passenger Aboard Philadelphia Slashes Two Before Capture.

DIES; IS BURIED AT SEA

Mortimer G. Gibson, a giant negro of Washington, D. C., a passenger aboard the Amerian liner Philadelphia, which arrived yesterday from Liverpool, went mad when the vessel was two days out. For fifteen minutes he held part of the ship's company at bay while he backed up against the end of a passageway of the second cabin and brandished a razor, threatening all comers with death.

Gibson boarded the ship apparently sane. The next day, Sunday, he confided to a second cabin steward that the "haunts" were after him. He said he had stowed away a lot of razors and a few knives so that if the "haunts" should come at him in numbers he might dispose of them. He was seen late on Sunday night secreting razors in the passage on which his cabin opened.

The ship's surgeon, Dr. Paul H. Tracy, gave him a sedative and reported the case to Capt. Candy, who set two men to watch Gibson.

About 2 o'clock on Monday morning the 183 second cabin passengers were aroused by the yells of the black colossus. Dr. Tracy was awakened by the uproar and went below with his boy assistant. The negro had been threatening and pursuing everybody who showed his face in the passage.

Dr. Tracy found two quartermasters and several firemen and stewards trying to quiet the madman. When within a few feet of him Chief Steward Hert Boorn of the second cabin forces rushed him.

Gibson swung one of his long, apelike arms scythelike toward the steward and Boorn fell back with a slit across his wrist. The surgeon's boy also made a dash and was cut on the forefinger. The negro, yelling, made another lunge. It missed Dr. Tracy, who dodged under the uplifted right arm of Gibson and caught it as it was about to come down. At the same time the right hand of the surgeon gripped the black man's throat. The rest of the assaulting squad leaped on Gibson, taking away his razor. He was put in a straitjacket and confined in the hospital. The next day he died and was buried at sea.

A few hours before he succumbed Gibson appeared to regain his mental equilibrium. He begged Dr. Tracy's pardon for causing so much trouble and asked that his mother, Mrs. Nora Gibson of 1616 H street, Washington, should be told of his death.

TO PUSH TRACY ESTATE FIGHT.

Mrs. Adams Has Hope of Getting Brewer's Millions.

BOISE, Idaho, May 14.—Mrs. George Washington Adams of this city says that she will fight hard to recover dower rights she claims in New York city real estate valued at several millions once owned by Edward Tracy, wealthy brewer, whose legal wife Mrs. Adams says she was. Discussing action taken by her attorneys in New York in sixty suits to recover property now in possession of Andrew Carnegie, Mrs. Henry C. Phipps and others, she said that the suits merely were discontinued for the present. Her chief reason for bringing the suits, she said, was to prove the legitimacy of her son, Charles Nelson, and to win for him a half interest in the estate left by Tracy.

Mrs. Adams said that after going through a marriage ceremony with Tracy at Athens, N. Y., in 1872 he told her the minister who married them was not regularly ordained. She left him, she said, and several years afterward married Adams in Idaho. "Then," she added, "Tracy wrote me that I was really his legal wife. I left Mr. Adams the day I received the letter and later obtained a divorce."

BOUCK WHITE AIDERS UNITE.

Defence Committee for Alleged Desecrator of Flag.

Friends and supporters of Bouck White, pastor of the Church of the Social Revolution, who will be placed on trial next month in the Court of Special Sessions charged with desecrating the American flag, have formed a committee to assist in his defence. The organization, which has been named the Bouck White Defence Committee, is headed by Mary Allan Stuart. It numbers among its members Bolton Hall, Edwin Markham, Rose Pastor Stokes, Upton Sinclair, Art Young, Eugene Wood, Chester M. Wright, Darwin J. Messerole, Prof. William C. Bohn, C. C. Perry, Max Eastman, John Spargo, William Lyon Phelps, Prof. Byron C. Matthews, Dr. Floyd J. Melvin and Dr. Frank Bohn.

The committee has established headquarters at 27 West Thirty-sixth street and is sending letters of appeal all over the United States. In a statement issued yesterday the committee said:

"If Bouck White is put in jail free speech and the vaunted freedom of the press is in grave danger."

TELEGRAPHERS HERE PLACID.

Differences in Chicago Have No Effect on New York.

Officials of the Western Union Telegraph Company said yesterday in discussing the reports of differences between the company and some Chicago telegraphers that there is no wage controversy in this city, but that the company has been raising the men's pay.

Meantime S. J. Konenkamp, president of the Commercial Telegraphers Union of America, has issued a call to all telegraphers to organize so that they may serve wage demands in June and win without a strike. Konenkamp has power to order strikes in any city in which telegraphers are discharged without reasons acceptable to the union. If he should order a strike in Chicago union operators in other cities would refuse to work with the strike breakers and the strike would become national.

WASHINGTON MAY HAVE STRIKE

Western Union Telegraphers Threaten to Quit To-day.

WASHINGTON, May 14.—The Western Union Telegraph Company has made no move to meet the demands of the Telegraphers' Union here with respect to eleven employees recently discharged. There is talk of a strike at the local offices of the company to-morrow.

Guy H. Blakely, representing the union, said to-night that a committee appointed to discuss the "lockout" with the company failed to get in touch with any Western Union official.

The eleven men are said to have been discharged because they were suspected of having union affiliations.

Blakely added that a strike of union men would tie up communications during the national conventions.

QUINTARD TO PAY BILL FOR JEWELRY

Firm Holding Judgment for $50,000 Will Get Part of Heir's Income.

COURT ISSUES AN ORDER

An order just signed in the Supreme Court discloses the fact that George W. Quintard, grandson of the late George W. Quintard, iron manufacturer, will have to curtail his expenditures as the result of two proceedings brought against him by his creditors.

The chief claim against Quintard, who raises blooded dogs and specializes in wire haired fox terriers, is held by the Fifth avenue jewelry firm of Dreicer & Co., who have a judgment for $50,000, obtained here nearly a year ago. Quintard's defence to the suit, which was for $54,596, was that a salesman for the jewelry house took advantage of the fact that he was consuming a great quantity of assorted drinks daily and gained his confidence after taking an apartment in the house in which he lived at 39 West Fifty-fifth street. Quintard alleged that during a period of two months when he was "intoxicated continuously" the salesman took a number of women to his apartment. After introducing them, he said, the salesmen extolled the charms of the women and caused him to buy them valuable pieces of jewelry, such as three necklaces for $13,000, $12,000 and $8,000.

Tell of All Day Long Drinking.

Witnesses for Quintard said that he used to drink three or four milk punches before breakfast and follow them up with rye and Scotch highballs. At luncheon he drank beer and all afternoon he continued the cocktail course. At dinner, after frequently refusing food, he would drink five or six cocktails and then some champagne, "and from that time on until the hour it was impossible for him to drink more he took champagne or highballs, and sometimes both."

In spite of Quintard's defence, the jewellers got judgment for a great part of the bill sued for. After an execution in the case had been returned unsatisfied Dreicer & Co. started an action in Queens county against Quintard and Delos McCurdy and Nicholas Palmer, trustees of trust funds left for his benefit, for a judicial determination as to the amount of income required by Quintard for his actual living expenses and for an order requiring the trustees to turn over the balance of the income to the creditors to be applied on the judgment.

The jewellers showed that under the will of Quintard's grandfather, who died on April 2, 1913, a trust fund of $225,000 was left to Quintard, which yields an income of $10,000 a year. Under the will of James W. Quintard, who died in 1899, the trustees hold a fund of $100,000, which yields an income of $4,800. A referee appointed in the case is now taking testimony to determine the amount of income required for Quintard's actual needs.

Costumer Holds Judgment Too.

The application recently heard by Justice Delehanty was made by Henri Bendel, the Fifth avenue costumer, who got a judgment for $3,985 against Quintard for gowns and other wearing apparel he agreed to pay for.

Bendel asked the court to issue an execution against the trust funds, but Trustee McCurdy objected on the ground that if the Queens county action resulted favorable to Dreicer & Co. embarrassments and misunderstandings might arise through conflicting claims.

Justice Delehanty issued the execution, but directed the trustees to hold the moneys collected under it pending the determination of the Dreicer proceeding, when an application can be made to decide the manner in which the creditors are to be paid.

"MOTHERS' DAY" AT SING SING.

Many Relatives of the 1,500 Inmates Join in Prison Observance.

OSSINING, May 14.—Mothers, friends and relatives of the 1,500 inmates of Sing Sing flocked to the prison to-day to join in the observance of mothers' day. White carnations and other flowers decorated the walls and altar in the chapel during the Catholic service in the morning, conducted by Father Cashin, prison chaplain. The flowers were sent by friends of Warden Kirchwey and Spencer Miller, Jr., the warden's secretary.

John L. Johnson, in urging the inmates to observe the day, says in the prison periodical of which he is editor that it is set aside "in honor of the best mother that ever lived."

"If you cannot be with your mother in person," reads the article in part, "you will be with her in thought. Send her a message of affectionate greeting to let her know that you are thinking of her."

Warden Kirchwey, it was announced at the prison, has completed a draft of inmates to be transferred to Great Meadow prison at Comstock Tuesday or Wednesday.

ELKS TO INVADE PEEKSKILL.

Lively Time Promised at State Convention Next Month.

The fourth annual convention and reunion of the New York State Association, B. P. O. Elks, will be held at Peekskill on June 6, 7 and 8. Every lodge of the sixty-six in the State holds membership in the association and many plan to attend the reunion in large numbers. The Peekskill committee is working hard to make a success of the affair.

Meetings of the State association are held once a year to increase lodge activity and to freshen the air of fraternity and enthusiasm. Hospitality, it is promised, will be lavish during the convention week in the birthplace of Chauncey Mitchell Depew.

The gathering will really start on Monday evening, June 5, with a dinner given by the citizens to the officers and delegates. The session will end with a parade on Thursday afternoon. Accommodations for visitors will be plentiful, as in addition to the Peekskill hotels many boarding houses are being made available.

WRECK FLAGMAN PUT IN JAIL.

Staten Island R. R. Employee Says Gates Were Out of Order.

James H Silk, 69 years old, of Butler place, Rosebank, Staten Island, the flagman who was arrested on a charge of criminal negligence and with being intoxicated, immediately after the Staten Island railroad accident at the Canal street, Stapleton, crossing, was arraigned before City Magistrate Evans at Stapleton yesterday and committed to jail for examination to-day.

Silk contended that the gates were out of order and that it was impossible for him to lower them in time to avoid the accident.

It was said that gatemen employed by the road are paid only $1.10 for a twelve hour work day. Many persons travelled to the scene of the accident yesterday to see the wrecked building and platform at the Stapleton station.

DIVORCE FAVORED FOR MRS. WARNER

Motion to Affirm Recommendation of Referee Will Be Made To-day.

RELATED TO THE MAYOR

A motion to affirm the recommendation of the referee in the action for absolute divorce brought by Mrs. Helen Potter Warner against Philip Augustus Warner, brother-in-law of Mayor Mitchel, will be made in the Supreme Court before Justice Giegerich to-day. Arthur G. Basch of 120 Broadway, attorney for Mrs. Warner, who will make the motion, said yesterday that the referee, Phoenix Ingraham, had written a report on April 25 recommending a divorce for the plaintiff.

Mr. Warner, who is a special engineer in the employ of the New York Central railroad, is a half-brother of Mrs. John Purroy Mitchel. He was a member of the Ford peace party. Mrs. Warner is reported to be wealthy. She lives at 605 West 113th street and has a summer home at Rye, N. Y. They were married in Jersey City on May 13, 1911. Their married life was not happy and during October, 1914, following a quarrel with his wife, Mr. Warner went to live at the Railroad Branch of the Y. M. C. A.

The evidence on which the action was brought on December 9, 1914, is alleged to have been obtained on the night of December 6, 1914, following a raid in the Hotel Theresa by Mrs. Warner, two detectives and Ralph Monroe, who was then counsel to Mrs. Warner.

When the case came before Justice Giegerich, Phoenix Ingraham was appointed referee to take testimony. There were five hearings in secret at the office of the referee. The last hearing was on April 1.

Mr. Basch said yesterday the detectives testified that they followed Mr. Warner for several days and on December 6, 1914, they saw him enter the Hotel Theresa at Seventh avenue and 125th street.

Mrs. Warner was sent for and with her counsel they went to the room occupied by "Mr. and Mrs. P. A. Warner, City." They knocked on the door and the defendant opened it, the detectives said. The raiders pushed their way in and saw "a tall and very beautiful blond woman in negligee." Mrs. Warner's maid identified the writing on the hotel register as that of Mr. Warner. Mrs. Warner made no application for alimony.

Mr. Warner was made defendant in a suit for $25,000 in 1911 for failure to carry out an alleged promise to marry Miss Ethel Boss, daughter of Mrs. Florence T. Elder, an insurance agent. The case was settled out of court.

Montclair Teacher for Japan.

MONTCLAIR, May 14.—Miss Margaret Haven, well known socially here, will go to Japan to take a position as supervisor of music in a Christian school near Yokohama. She is a graduate of Bradford Academy and studied music in Dresden. Her appointment, under the Baptist Mission Board, is for five years.

Makes an A No. 1 suit for business.

Either a gray pin-check worsted or a gray serge.

Conservative. No pattern of which to tire.

Both hold their shape splendidly and require as little pressing as any suit we know.

Wear so long that they usually make a "second-best" the second season and often a "third-best." the third.

Some men vow they "simply can't wear 'em out nohow!"

Stacks of straws!
For both men and boys.

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EMPIRE B'way & 40th St. Evgs. 8:20. Last Mats. Wed. & Sat. 2:20. RIO GRANDE LAST 8 TIMES.
LYCEUM B'way, 45th St. Evenings 8:20. Last Mats. Thurs. & Sat. at 2:20. LAST 8 TIMES. The Heart of Wetona
GAIETY B'way, 46th St. Evgs. 8:20. Matinees Wed. & Sat. 2:20. MRS. FISKE It's all about the Pennsylvania Dutch in the funny little town of Reinhartz, Pa. Erstwhile Susan
HUDSON WEST 44TH ST. Evgs. at 8:20. Mats. Wed. Pop. & Sat. 2:15. Best Romantic Play in Years.—Evg. World. The Cinderella Man
CANDLER THEATRE W. 42d St. Mats. Wed. & Sat. 2:20. JOHN BARRYMORE in John Galsworthy's Masterpiece. JUSTICE
LIBERTY WEST 42D ST. Evgs. 8:15 Sharp. Matinees Wed. & Sat. 2:15. JULIA SANDERSON, DONALD BRIAN, JOSEPH CAWTHORN In the Triumphant Musical Comedy SYBIL
CRITERION B'way at 44 St. Evgs. 8:20. Mats. Wed. (Pop.) & Sat. THIS is the LAST WEEK of Brandon Tynan's Romantic Irish Comedy The MELODY of YOUTH. Have You Seen It?
LONGACRE W. 48 St. Evgs. 8:20. Mats. Wed. & Sat. LEO DITRICHSTEIN IN HIS COMEDY TRIUMPH THE GREAT LOVER
HARRIS WEST 42 ST. Evenings at 8:15. Mats. Wed. Pop. & Sat. 2:15. HIT THE TRAIL HOLLIDAY with FRED NIBLO as BILLY HOLLIDAY
REPUBLIC WEST 42D ST. Evenings 8:20. Mats. Wed. Pop. & Sat. 2:15. COMMON CLAY

NEW AMSTERDAM West 42d St. Evgs. at 8. Matinees Wednesday & Saturday at 2. Last Times Sir Herbert Tree's Production of Shakespeare's Merchant of Venice for a limited number of performances with LYNN FERGUSON as PORTIA, TREE as SHYLOCK, HARDING as BASSANIO. Julian L. Estrange & Company of 100.
AFTER THE PLAY VISIT ZIEGFELD MIDNIGHT FROLIC THE PLACE OF THE WORLD. TONIGHT ROYAL MARIMBA BAND. DANCE MUSIC FAR EXCELLENCE.
Mitzi in "Pom-Pom"
FULTON WEST 46th St. Evgs. 8:30. Mats. Wed. & Sat. 2:30. MARGARET ANGLIN, ROLAND BOLDBROOK in A WOMAN'S IMPORTANCE. Never been equalled on our stage.—Eve. Mail
BELASCO WEST 44TH ST. Evenings 8:30. Mats. Thursday & Sat. 2:30. THE BOOMERANG
CENTURY LAST WEEK. Shakespeare's TEMPEST. Evgs. 8 sharp. Mat. Thurs. & Fri. at 2:30. 25c, 50c, 75c, $1, $1.50. Mats. Thurs. & Fri. at 2:30. 25, 50, 75, $1.
ASTOR B'way, 45th St. Evgs. 8 to SHARP. Matinee Wed. & Sat. 2:10. THE COHAN REVUE 1916
METROPOLITAN OPERA HOUSE Evgs. 8:15 sharp. A Sat. Evg. to Sat. Mat. May 19 & 20. LAMBS CLUB GAMBOL. 150 GREATEST NAMES OF THE STAGE in the Most Notable Program Ever Offered. Box Office Sale Opens To-day, 9 A. M.
ELTINGE WEST 42D ST. Evenings 8:15. Matinees Wed. & Sat. 2:15. FAIR AND WARMER

WINTER GARDEN B'way at 50th. Evgs. at 8. MATINEE TO-MOW 50c TO $1.50. ROBINSON CRUSOE JR. WITH AL JOLSON
SHUBERT Thea. 44th, W. of B'way. Evgs. 8:10. Matinees Wed. & Sat. at 2. SOTHERN in Justin Huntly McCarthy's IF I WERE KING. THIS WEEK. For the benefit of 500 thousand English actors who have gone to the front. NEXT WEEK. For the benefit of British Red Cross, excepting Mr. Sothern's final night and farewell, May 27, which will be for the Actors' Fund of America.
MIDNIGHT REVUE A REELING BOUT OF RESPLENDENT REVELRY. STOP 44 ST THEATRE. CASTLES IN THE AIR AND ICE PALACE. Adm. free, 6 to 9. Dinner $1.50. A la Carte. Skating and Dancing at Dinner and Supper.
CASINO B'way & 39th St. Evgs. 8:15. Mats. Wed. & Sat. 2:15. THE BLUE PARADISE with CECIL LEAN

MAXINE ELLIOTT'S 39th St. nr. B'way. Evgs. 8:20. Mats. Wed. & Sat. 2:20. MARIE TEMPEST in her comedy A LADY'S NAME By Cyril Harcourt. TO-NIGHT AT 8:20. with W. GRAHAM BROWNE.
39TH ST. THEATRE nr. B'way. Evgs. 8:20. Matinees Wed. & Sat. 2:20. TO-NIGHT AT 8:20. Arnold DALY in his revival of BEAU BRUMMELL
BOOTH 45th West of B'way. Evgs. 8:30. Matinees Wed. & Sat. 2:30. IRENE FENWICK in a comedy of manners THE CO-RESPONDENT with Reginald Owen and Norman Trevor. MISS FENWICK A DELIGHT. LOVE, ROMANCE, COMEDY and DRAMA
LYRIC 42d W. of B'way. Evgs. 8:20. Matinees Wed. & Sat. 2:20. Musical Success of the Season KATINKA
PRINCESS 39th, near B'way. Evgs. 8:20. Matinees Wed. & Sat. 2:20. A New Musical Comedy. That Is Different. VERY GOOD EDDIE

STADIUM of the City College, Amsterdam Ave., 138-139 Sts. MAY 23, 24, 25, 26, 27 Evgs. 8:15. CALIBAN BY PERCY MACKAYE. SHAKESPEARE COMMUNITY MASQUE. A SUPERB DRAMATIC SPECTACLE. Production by URBAN & OBDYNSKI. 30 Actors. 300 Singers. 1,500 Dancers. Seats 25c to $2. Six seat boxes, $50 and $25. Now at McBrides at regular prices, also on sale at Tyson's and all principal hotels.
CORT W. 48 St. Phone Bry. 10. Evgs. 8:20. WEDNESDAY NIGHT AT 8:20. SEATS NOW. Molly O'
STANDARD B'way & 90th St. LAST WEEK. TWICE DAILY. $2.15. MATINEES 25c & 50c. EVGS. 25c, 50c, 75c, $1, $1.50. Engagement Ends Saturday Eve., May 20. Where Are My Children?
Punch & Judy 49th, E. of B'way. 100 Times. Charles Hopkins. Mrs. Hopkins. LAST 2 WEEKS. TREASURE ISLAND. 8:30 Mats. Fri. & Sat. 2:30. Circle 1.00. DON'T MISS SEASON'S BIGGEST HIT. $1, $1.50, $2 and $2.50.
BROADWAY THEATRE B'way at 53d St. SESSUE HAYAKAWA in A MAN ALONE. CHAPLIN FIRST NATIONAL COMEDY. THE FLOOR WALKER.
Bandbox, 57 & 58 Aly. Thos. 8:12. Evgs. 8:15. Mat. Sat. 2:15. WASHINGTON SQ. PLAYERS. Children, Age of Reason. Magical City. Parolin.
PALISADES AMUSEMENT PARK. 130th, West of Broadway. Greater Than Ever. NOW OPEN. 50th St. Ferry. New Sensations Galore.
WHERE ARE MY CHILDREN? LAST WEEK. Continuous Globe B'way & 60th St. 2 to 11 P.M. 25 & 50c. All Seats Reserved. Augmented Orch. (No Children Admitted.)
44TH ST. THEATRE W. of B'way. Twice Daily, 2:15 and 8:15. Sunday 2 & 8 Sharp. RAMONA
RIALTO B'way at 42d St. 15-25-50. H. B. Warner in a Triangle Picture "The Market of Vain Desire." Orchestra of 35 Soloists. KEYSTONE COMEDY.
STRAND B'way & 47th St. HAZEL DAWN in MON. TUE. "THE FLUD GIRL." 11:30 P.M. Next Wk. BLANCHE SWEET "The Thousand Dollar Husband."
RKO KEITH'S PALACE B'way & 47 St. Willard Mack & Co. Nora Bayes. "Bride Shop." Violet Dale. Ernest R. Ball. 10 Navassar Girls. Daily Mat. 25c-$1. Mullen & Coogan, etc.

METROPOLITAN OPERA HOUSE TO-MORROW AFTERNOON AT 2. ALL STAR MUSICAL AND NOVELTY BENEFIT. For the ACTORS' FUND of AMERICA. Courtesy Directors Met. Opera House. GERALDINE FARRAR, ANTONIO SCOTTI, RITA FORNIA, ANGELO BADA, PIETRO AUDISIO with chorus in 2d act of "Mme. Butterfly." LOUISA VILLANI, A. de SEGUROLA, ANNA FITZIU and the Distinguished Artists KREISLER, GODOWSKY. Under the Musical Direction of GE