JUDGE QUITS BENCH AT B. & M. HEARING

Allows Order for Temporary Receiver, as He Resents Lawyer's Charges.

BOSTON, Aug. 29.—After allowing an order for a temporary receivership for the Boston and Maine Railroad, under which he named President James H. Hustis for the office, Judge William I. Putnam of the United States Circuit Court withdrew from the case because of a bill which, he stated, attacked the integrity of the court. This bill, filed by Asa P. French, counsel for Francis V. Streeter of Medford, a minority stockholder, asserted that Judge Putnam because of his personal relations with directors of the road was unfit to sit in the receivership proceedings. Judge Putnam ordered the bill sent to the Federal District Attorney, with directions that it be placed before the Grand Jury.

This unexpected development followed the court's ruling that the Boston and Maine Minority Stockholders' Association was not entitled to intervene in the case, which was based on a receivership petition of the Intercontinental Rubber Company of New Jersey, a noteholder of the road.

When Boyd B. Jones, counsel for the petitioner, had explained that the petition for a receiver was brought through arrangements with the directors Mr. French charged this was an admission of collusion and of breach of trust to stockholders. He asked for dismissal of the petition on these grounds. At this point Judge Putnam said:

"You may be right about the existence of collusion, but I should want to send that phase before a master. I cannot allow intervention in this case, which is solidly between the complainant and the corporation." The court gave counsel permission to make a general statement if he desired.

Instead Mr. French introduced what he termed an "affidavit of bias" which he said had been filed with the clerk of court, who had refused to accept it by the court's order. To this affidavit was attached a formal certification by Mr. French that it was "made in good faith."

Judge Putnam said that while he did not then regard himself as disqualified to sit in the case by the papers filed he did not intend to sit while they were a matter of record.

Mr. French informed the court that the papers having been entered would not be withdrawn. Judge Putnam declared the complaint was "utterly without justification." When Mr. French began to explain the procedure, which he said was in behalf of his client, Judge Putnam interrupted:

"No, it is a personal matter, sir, that's all." Mr. French protested his own confidence in the court's integrity and fairness and pleaded that he acted under the stress of a stern sense of duty.

"Your stern sense of duty," commented Judge Putnam, "requires counsel to brush off a client as he would brush off a fly."

"I am glad to be rid of the case," said the Judge as he left the bench.

Counsel Jones in a review stated that $13,306,600 notes were held by about 300 noteholders and that the road had about $20,000,000 of early maturities and a current indebtedness, due before January 1 next, of about $3,000,000. Judge Putnam stated that $20,000,000 maturing debt would not amount to anything for such a large system provided there was ability to meet it.

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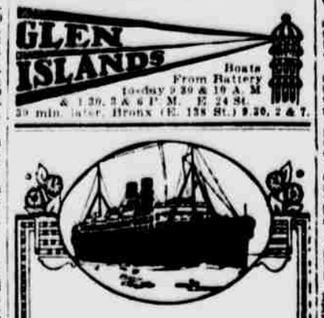

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PANNONIA WED., SEPT. 27, 5 P. M.
ALAUNIA SAT., SEPT. 30, 5 P. M.

4 State St., New York. Tel. 3300 Broad.

American Line

ALL AMERICAN STEAMERS Under the American Flag

N. Y.—Liverpool, Pier 62, N. R., Noon

Finland Sept. 1 New York Sept. 2

White Star Line

N. Y.—Liverpool, Pier 60, N. R., Noon

Baltic Aug. 31 Adriatic Sept. 7

OFFICE, 9 B'WAY, N.Y. Tel. 3000 Rector.

THE WEATHER FORECAST FOR TO-DAY AND TO-MORROW

Steamship Arrivals and Departures—Outgoing Foreign Mails—The Fire Record.

THE WEATHER.

For Eastern New York—Partly cloudy to-day; to-morrow fair; light west winds.

For New Jersey—Fair and somewhat warmer to-day; to-morrow probably fair; light westerly winds.

For Northern New England—Generally fair to-day and probably to-morrow; light west to southwest winds.

For Southern New England—Partly cloudy to-day; to-morrow fair; light west winds.

NEW YORK, Aug. 30.—There were showers yesterday on the Gulf coast and in the East Gulf and South Atlantic States, but in other parts of the country the weather was generally fair.

High pressure covered all sections east and south of the lake regions from a centre over New York and Pennsylvania and was high over the central districts and most of the Northwest.

An area of depression central in Ontario covered the northern lake regions and the pressure was low in the extreme Southwest and Northwest.

It was cooler in New England, New York and Pennsylvania in the morning, but grew rapidly warmer. High temperatures prevailed in most sections, but in North Dakota and adjacent border sections it was sharply cooler.

In this city the day was fair and warmer, wind light to fresh, north to northeast; average humidity, 45 per cent.; barometer corrected to read to sea level, at 8 A. M., 30.17; 8 P. M., 30.26.

	8 A. M.	8 P. M.
Barometer	30.27	30.16
Humidity	70	75
Wind—direction	N.	E.
Wind—velocity	7	12
Weather	Partly Cloudy	Clear
Precipitation		

The temperature in this city yesterday, as recorded by the official thermometer, is shown in the annexed table:

A. M.		P. M.			
8	69	1	71	6	68
9	68	2	71	7	66
10	67	3	70	8	66
11	68	4	71	9	66
12	71	5	70	10	66

	1916.	1915.		1916.	1915.
9 A. M.	65	58	6 P. M.	66	63
12 M.	71	60	9 P. M.	66	60
3 P. M.	70	63	12 Mid.	63	59

Highest temperature, 71, at 1:45 P. M.
Lowest temperature, 63, at 5:30 A. M.
Average temperature, 68.

EUROPEAN MAILS.

The Russian liner Dwinsk, sailing to-day for Archangel, will take mail, closing at 6 A. M., for Russia, (specially addressed only).

The White Star liner Baltic, sailing to-morrow for Liverpool, will take mail, closing at 8:30 A. M., for Great Britain, Ireland (letter mail only) and South Africa; also specially addressed correspondence for other countries except Germany, Austria, Hungary, Luxemburg, Bulgaria, Serbia, Turkey, the Netherlands, Norway, Sweden and Denmark.

The White Star liner Canopic, sailing to-morrow for Ponta Delgada, will take mail, closing at 8 A. M., for the Azore Islands, Gibraltar (Italy, Rumania, Switzerland and Greece must be specially addressed).

The Scandinavian-American liner Hellig Olav, sailing to-morrow for Kirkwall, will take mail, closing at 10 A. M., for Norway, Sweden, Denmark, Germany, Austria, Hungary, Luxemburg, Bulgaria, Serbia and Turkey.

The Holland-America liner Ryndam, sailing Saturday for Rotterdam, will take mail, closing at 3:30 A. M., for the Netherlands.

The American liner New York, sailing Saturday for Liverpool, will take mail, closing at 8:30 A. M., for Europe (except Germany, Austria, Hungary, Luxemburg, Bulgaria, Serbia, Turkey, the Netherlands, Norway, Sweden and Denmark), Africa, West Africa and East Indies (Spain and Portugal must be specially addressed).

The French liner Rochambeau, sailing Saturday for Bordeaux, will take mail, closing at 12 M., for France, Rumania, Switzerland, Italy, Egypt, Greece, British India, British East Africa, Siam, Malta, Gibraltar, Ceylon, Straits Settlements, Dutch East Indies, West Australia and Persia.

ASIATIC MAILS.

Hawaii, Samoa, Australia (except West), New Zealand, via San Francisco, steamship Ventura, close at New York August 31, 11:30 P. M.

Guam, via San Francisco, United States transport, close at New York, August 31, 11:30 P. M.

Hawaii, Samoa, Australia (except West), New Zealand, via San Francisco, steamship Ventura, close at New York September 2, 11:30 P. M.

Guam, via San Francisco, United States transport, close at New York August 31, 11:30 P. M.

Japan, Corea, China (specially addressed only), via Seattle, steamship Hawaii Maru, close at New York August 31, 6:30 P. M.

Hawaii, via San Francisco, steamship Matsonia, close at New York September 1, 11:30 P. M.

Japan, Corea, China, Philippine Islands, via Vancouver and Victoria, B. C., steamship Empress of Asia, close at New York September 2, 6:30 P. M.

Tahiti, Marquesas, Cook Islands, New Zealand, Australia (except West), via San Francisco, steamship Moana, close at New York September 8, 11:30 P. M.

Hawaii, Fiji Islands, New Zealand, Australia (except West), via Vancouver and Victoria, B. C., steamship Makura, close at New York September 22, 6:30 P. M.

FIRE RECORD.

A. M.

12:15—167 Greenwich st.; Freda Brown ..... Trifling
2:10—453 Pleasant av.; Abraham Kail ..... Trifling
7:15—40 2d av.; Nathan Rosen ..... Slight
8:45—1300 2d av.; Schermerhorn estate ..... Unknown

P. M.

12:50—16 Beekman st.; unknown ..... None
1:40—59 E. 98th st.; Abraham Gaitelman ..... Slight
2:35—215th st. and Bradford av.; unknown ..... Trifling
4:00—839 Eleventh av.; unknown. Trifling
4:55—600 Clinton av., The Bronx; Mary Schwartz ..... Trifling
5:40—333 Second av.; William Kennedy ..... Trifling
8:00—45 East 20th st.; Sabel Press Company ..... Trifling
8:10—2630 Broadway; Adelphi Decorating Company ..... Trifling

ARMY AND NAVY ORDERS.

WASHINGTON, Aug. 29.—The following army orders were issued today:

Major Jules Alexander Kaempfer, infantry, relieved from duty at the North Dakota Agricultural College, Dalhousie, Ontario, and will report to Major Lucius Lomax, jr., cavalry, for instruction with the Minnesota National Guard. Upon completion of present duties at camp of instruction, Plattsburg, N. Y., to Montgomery, Ala., for duty.

Lieut. Col. Lyle Trais, Adjutant General, will report to Col. Richmond P. Davis, adjutant General's president of the examining board at Washington, D. C., for examination for promotion. Second Lieut. Cushman Harwell, Eighth Cavalry, to enter next class at the army signal school, Fort Leavenworth, Kan., will report upon completion of course to First Lieut. Emory T. Smith, Fifth Field Artillery, from Tobyhanna, Pa., to Monroe, Va., for temporary duty as inspector-instructor of the National Guard.

First Lieut. Frank Ross, Seventh Cavalry, upon completion of his duty at Hightstown, to Hermosillo, Ga., for temporary duty and upon the completion of which will comply with paragraph 59, Army Regulations, No. 155, August 1, 1914, War Department. First Lieut. Russell M. Maxwell, quartermaster department, to Lock Haven, Pa., and Chickamauga, Ga., for business relating to operation of ordnance depots. First Lieut. John G. Living, infantry, is relieved from duty in New York City to his home, to stand relieved from active duty in the Medical Reserve Corps upon receipt of orders No. 196, August 24, War Department, as relates to First Lieut. Frederic A. Washburn, M. R. C., is relieved.

First Lieut. Elliot C. Cutler and George Lindsay M. Ross, C., to active