

OUSTED UNFAIRLY, SAYS SEA CAPTAIN

Randall Contends He Did Not Know Trio in Motorboat Were in Distress.

POINTS TO LONG RECORD

Would Knock Down Any One Charging That He'd Pass Victim on Ocean.

Capt. Albert Borland Randall, suspended Friday from command of the United States Line steamship Hudson because he failed to go to the rescue of three fishermen in a disabled motor boat, denied emphatically yesterday that he had known the three men were in distress, and asserted that the company had treated him unfairly.

"Before taking any action the officials should have heard the story of Capt. George H. Wilson of the Lackawanna Valley," he declared. "If anybody told me I would pass any one in distress at sea I would knock him down."

According to Capt. Randall, he did not order his wireless operator to broadcast any warning about the three men in the launch. He did not, he said, because he did not believe the men were signalling for help. The small boat, he said, lay between his vessel and the Lackawanna Valley, but nearer the latter, at the time his attention was called to it. He could discern men waving, but thought they might merely be sending a greeting.

Radio Sent to Lackawanna.

"I told the second officer to have the radio operator call the captain of the Lackawanna Valley and ask him if three men in the boat requested assistance. The operator flashed the naval communication service. When the reply came back asking for details I concluded it was from the Lackawanna Valley and I then wrote out a message to be sent. I thought, to that ship, asking the master to stop if he observed anything wrong, as he was in a more favorable position and we were carrying mails.

"When I saw the Lackawanna Valley continue on without stopping, I concluded that she had looked the boat over and found everything all right. I knew nothing to the contrary until we reached Quarantine.

"I have been a seafaring man all my life, and to be accused of such a thing as this is terrible. Only last Sunday, off the Grand Banks, I got out of my bath when my attention was called to a small boat. I gave orders to turn about and steer for it, and we steamed two miles, but found that the boat was empty. It was a dory, and bore the name Marshall Koch."

Randall Awaits Decision.

Capt. Randall was awaiting the outcome of the affair yesterday at his home, 6 Thirty-third street, Beechhurst, in the Whitestone section of Queens. T. H. Rossbottom, general manager of the United States Line, who suspended Capt. Randall, turned the charges over to Capt. G. P. Charlton, head of the local coast guard, and to three inspectors who will conduct a thorough investigation.

Capt. Charlton intends to question the radio operator, C. J. Carr, and every other member of the crew who knows anything about the matter. The three fishermen, who are Brooklyn residents, will also be questioned. Capt. Charlton said there is no precedent with which to compare the case, and it is not known whether maritime law covers the alleged circumstances. Capt. Randall's reinstatement depends upon the decision of the steamboat inspector's board.

MRS M. C. BROWN LEAVES ESTATE OF \$200,000

Son and Daughter Inherit Nearly All Property.

The will of Mrs. Mary Crosby Brown, formerly known as Mary Crosby Presley, filed for probate at Mineola yesterday, left nearly all her estate of more than \$200,000 to her son, Frederick Rhineland Brown of Cedarhurst and daughter, Mrs. Hans C. Stricker of Woodmere.

Mrs. Brown, who died at Woodmere, September 2, was married to Dr. Frederick Tilden Brown. Dr. Brown died in 1911 and in August, 1916, she married Dr. Mason Wylie Presley. They separated by mutual consent in a few weeks and Dr. Presley has disappeared. It appears from the petition accompanying the will, which asks that he be served by publication. Mrs. Brown resumed her former name, Dr. Presley is not mentioned in the will, made in 1917.

Two trust funds of \$50,000 each, are created for the son and daughter, the principal to go to their heirs after their death. The son is to receive an additional \$20,000, unless that amount was paid to him after the execution of the will, and an automobile and a diamond ring. The daughter is left jewelry, household effects and clothing.

NEW AUDITOR FOR PHILIPPINES

WASHINGTON, Oct. 8.—Secretary Weeks announced to-day the appointment of Edward M. Fullington of Columbus to be auditor for the Philippine Islands, including the government, the railroad and bank. Mr. Fullington for four years was State Auditor in Ohio.

TOYS

Advertisement for toys, dolls, games, books, and mechanical outfits. Includes the name 'Schwarz' and address '5th Avenue at 31st St.'.

\$38,000 JEWEL LOSS REVEALED AT HEARING

Guest Released From Custody After Arrest.

The discharge from custody of Marion Howard, 39 years old, a negro, in Morrisania court yesterday revealed the theft of jewels said to be worth \$38,000 from the home of Mrs. Marguerite Gibbs, negro, of 25 West 54th street. The jewelry was stolen on the night of October 4, and Howard, who was a guest in the house, was arrested on information given the police by Mrs. Gibbs' son by a former marriage, John Carter.

Detectives Cunningham and Reardon of the Kingsbridge police station told Magistrate Simpson that there was no evidence upon which they could base a formal complaint. The stolen jewels had been taken from a safe deposit vault on October 4 so that Mrs. Gibbs could wear them to a theatre. After returning home she left them on a bureau in her room.

FIVE CHILDREN PAROLED FOLLOWING DOLL THEFTS

Factory Owner Declares He Will Prosecute.

Some of the 500 Maspech school children who were alleged to have taken part in the raid on the half burned Kargo doll factory Maspech—all the details of which were chronicled yesterday in THE NEW YORK HERALD—were arrested yesterday and after being listed on the books of the Maspech police station paroled in the custody of their parents. There were only five prisoners, which leaves 495 for the police to catch.

William Kaufman of 429 Beverly road, Brooklyn, owner of the factory, said he would be in court to help prosecute the boys. When this awful news became known many of the girls whose beaus made them presents of fine, if slightly singed, dolls soon after the raid agreed to return the dolls providing Mr. Kaufman would change his mind about going to court.

BOOTLEGGERS KILL SHERIFF

SHERIDAN, Wyo., Oct. 8.—Under Sheriff W. S. McPherran was shot and killed and two alleged bootleggers were wounded in a fight between a posse and alleged liquor dealers last night near Monarch, a mining camp fifteen miles north of here.

U. OF GA. ALUMNI TO DINE

University of Georgia alumni in New York will dine at the Hotel Pennsylvania Tuesday evening in the interest of the university war memorial fund of \$1,000,000, for which a campaign will begin on Armistice Day.

O'BRIEN URGES GAS RELIEF; LESS TALK

Good Material for Chau-tauqua Orators.

REPLY TO PRENDERGAST

Corporation Counsel Not Ready to Give Opinion on Consolidation.

Corporation Counsel O'Brien yesterday issued a statement in response to the address delivered Friday night at Lake Placid in which William A. Prendergast of the State Public Service Commission advocated the consolidation of all the gas companies of Greater New York. Admitting he had not had opportunity to study the Prendergast plan in detail, Mr. O'Brien commented on the advantages claimed by Chairman Prendergast for the idea and took occasion at the same time to criticize the policy of the Public Service Commission in its dealing with the individual gas companies. He said in part:

"The query came to my mind, why does not the Public Service Commission, with its ample powers, effect all of these results now, to-day, and not next year or in some year yet to come? Why are the gas companies at the present time allowed to charge exorbitant prices for gas in the face of evidence in the record before the Public Service Commission and in the face of the generally conceded falling prices of labor and material?"

"Why do not Chairman Prendergast and his colleagues on the Miller Public Service Commission issue an order forbidding the New York and Queens Company from imposing illegally a service charge?"

"Why have Chairman Prendergast and his Miller associates abandoned participation as defendants with the city and the Attorney-General in the various litigations now pending which are designed to sweep aside the statutory rates for gas?"

"I would suggest to the Public Service Commission that they devote their attention to the real business before them; see that the consumers of gas get a square deal with justice to all interests concerned, and leave the so-called 'constructive programme' to those who spend the summer at Chautauqua or some other educational resort."

BOY BAILED IN CASE OF MURDER OF GIRL

Continued from First Page.

he desired to remain neutral and was neither for nor against the prisoner. Sheriff Ethelbert Bryan then told of the boy's possession of a Boy Scout knife with stains, apparently blood spots. The knife has been sent to a chemist for analysis. The Justice remarked that he had been told the wounds in the girl's body were much deeper than this knife could make. Carl Vogt, counsel for the prisoner, said that as the county and town authorities had found no real evidence young Kluxen should be admitted to bail. He said the parents were highly respected. Juring long residence in Madison and would produce their son whenever he was wanted.

"I understand," said Justice Parker, that the family is of some consequence in Madison, also that the boy is somewhat wild and unruly. He had the boy himself stand up before him. The youngster was nervous but apparently not frightened. The Justice's conclusion was that there was no specific evidence. He also said he had been informed that there were others who might be reasonably suspected.

Outside of the courtroom Prosecutor Mills was asked about a story that Kluxen, on the same day of the killing of Janette Lawrence, had told another girl he would give her twenty-five cents if she would go into the woods with him. "That was an entirely different boy," Mr. Mills answered. "We have him under observation. There are three or four persons under suspicion."

When the body of Janette Lawrence was found lying on a knoll in the patch of woods not more than 500 feet from her home there was a handkerchief around her neck. Seemingly it had been tied over her mouth but had slipped down in a struggle. It is a large handkerchief, intended for the use of a man or a boy and had lasted longer than most handkerchiefs, for when a hole wore through it had been patched with needle and thread. The family and friends of the Kluxen boy said he never had a handkerchief like this.

On Thursday night, when suspicion first was directed to Kluxen, Prosecutor Mills questioned him several hours and then posted a man below the boy's bedroom window, the idea being that if the boy was guilty he might talk in his sleep or perhaps go to the window and attend to the real business before him; see that the consumers of gas get a square deal with justice to all interests concerned, and leave the so-called 'constructive programme' to those who spend the summer at Chautauqua or some other educational resort."

An uncle of the boy, Paul Jamieson, an investigator in the office of the county detective.

DEPEW COMMUTING SIXTY-FIVE YEARS

But He Is Going to Live in His Town House for the Winter.

A REGULAR SINCE 1856

Health Never Better, He Says, Testifying to Virtue of Westchester Air.

Chauncey M. Depew, who prides himself on the knowledge that he has been commuting on the New York Central Railroad longer than any one else, quit riding back and forth between Briarcliff and the city yesterday and went to live in his town house at 27 West Fifty-fourth street for the winter. His last ride for the season completed sixty-five years of commuting.

"I began commuting in 1856 and have been travelling back and forth to Westchester county ever since," he told reporters. He then observed that he was one of the commuters who wasn't required to hold a ticket adorned with his photograph. He holds a pass.

"I have been with the railroad since 1857," said Mr. Depew, "and there's no one else who has been on the payroll that length of time. I started in as an attorney, and in 1880 became vice-president. There is no other executive of any railroad in the country still in office."

HELD HERE ON CHARGE OF CONCEALING ASSETS

Braverman Is Wanted on Wheeling Indictment.

CASSEL'S 30 MILLIONS GO TO GRANDCHILDREN

British Treasury to Get Two Million Pounds.

LONDON, Oct. 8.—Sir Ernest Cassel, the financier, who died here recently, left an estate valued at \$5,000,000, according to his will, which was probated yesterday. This estate is liable to a duty at the maximum rate of 40 per cent, and the public Treasury will benefit to the extent of \$2,400,000.

The largest part of the estate was bequeathed to two grandchildren, after whom the chief beneficiary is a sister. The preliminary announcement of the contents of the will mentions no bequest in the document ultimately fall the whole residuary estate will go to London hospitals.

Among residents of New York city named in the long list of "old and valued friends" who will receive gifts from the testator's furniture, pictures and plate are Mortimer Schiff, Paul Warburg and Felix Warburg and their wives. These gifts will be selected by Sir Ernest's sister.

Advertisement for American Rug Co. listing various rug types and prices, such as 9x12 Wool Faced Brussel for \$13.50.

Large advertisement for B. Altman & Co. featuring 'The Great Autumn Sale of ORIENTAL RUGS' and listing various rug types and prices.

Advertisement for Aimone Galleries, featuring 'Growth' and 'THE GROWTH OF THE AIMONE BUSINESS is the best evidence of the usefulness of its service to people who are making HOMES.' Includes an illustration of the gallery building.