

FIDELITY RECEIVER SAYS KIERNAN LIES

Flatly Contradicts Former Head of Concern, Who Claims It Is Solvent.

W. N. CROMWELL IS INTERESTED

Priests, Nuns, and Catholic Churches Said to Be Losers

by Crash.

NEW YORK, Dec. 8.—Retracting his allegations that the affairs of the Fidelity Funding Company are in such involved shape that the creditors will probably recover nothing, that St. Mary's Academy at Nauvo, Ill., is hopelessly bankrupt through its dealings with the concern, and declaring that P. J. Kiernan, former president, doesn't dare return to New York and submit to examination as to his operations, Thomas F. Gilroy, Jr., receiver for the company today exhibited an order from the supreme court for the examination of Kiernan, who is now in Washington. He further declared that the statement of Kiernan that the company is solvent is an "absolute lie" and said the examination of the accounts show that there is one million and a half dollars that can not be accounted for from the books.

Incidentally the name of William Nelson Cromwell, of Panama Canal fame, was brought into the case today. Whether or not with his consent, it was shown that creditor of the Fidelity Company, of the Columbia Construction Company, and of the Federal Construction Company, as well as of P. J. Kiernan personally, have signed a power of attorney giving the firm of Sullivan & Cromwell, and W. Nelson Cromwell, personally, the right to settle any and all claims in whatever manner deemed best.

Copies of this power of attorney have been sent to Receiver Gilroy, but he declines to make any statement on the subject other than he had not been notified personally by Mr. Cromwell that such power of attorney meets with his approval.

As the hours go on the affairs of the corporation seem to become more and more involved. The question of veracity is raised between Kiernan and Gilroy and the former, from the New Willard Hotel in Washington, passes the lie to Gilroy in the office of the company here, and the latter passes it back with interest.

Bankers Involved. The real development of the day was the statement of Receiver Gilroy that many well-known bankers in this city, Pittsburgh, Cleveland and other financial centers are to be made defendants in suits to recover what Gilroy alleges are illegal bonuses paid to them for loans made by the Fidelity Company. The complaints have already been filed, but not yet filed. They will be signed by Gilroy today, and then service will be sought.

According to Gilroy the amounts involved are enormous, in fact so large that he declines at this time to make public just how large they were, or the brokers involved. Taking one loan at random, however, he cited it as a fair sample. It showed that a bonus of \$50,000 was paid for the temporary accommodation of \$135,000. The bank paid to the Fidelity Company \$135,000 and accepted a note for \$185,000, plus interest, and this amount with many similar sums, Receiver Gilroy will now try to recover by process of law.

Says Kiernan Lies.

"The statement that the affairs of the company are not involved, made by Mr. Kiernan, is a deliberate lie," declared Gilroy to the United Press today. For instance, there is carried on the books in my possession accounts receivable of \$1,250,000. There is not the slightest chance that we will recover \$50,000 of that. There are Treasury bonds of \$300,000, which are worth what they will bring for old paper. Besides that, there are notes which are unsecured, and in paper of all kinds, we find approximately \$1,000,000 more, but not a cent of it is good. The creditors of the corporation are scattered all over. We have a lot of them in Buffalo, Pennsylvania, Illinois, Ohio, Iowa, Washington, Missouri, and all through Canada.

Hard to Specify. "It is hard to be specific when dealing in these figures. So far as the reported loss of the Church of St. Thomas Aquinas, in Cleveland, is concerned, I know very little. My accounts seem to show this loan was in the nature of bonds that were dealt

(Continued on Thirteenth Page.)

WEATHER REPORT.

The weather will continue fair in the Southern and Eastern sections, except light snow will fall in the lower lake region and northern New York.

Changes in temperature will not be decided tonight, but the temperature will rise slowly Wednesday, and probably considerably on Thursday or Friday.

Steamers departing today for European ports will have moderate winds, mostly southwesterly with generally fair weather to the Grand Banks.

FORECAST FOR DISTRICT. For the District of Columbia, fair tonight with temperature about freezing. Wednesday fair, probably followed by increasing cloudiness and slowly rising temperature; moderate westerly, lifting to southwesterly winds.

TEMPERATURE.

Table with 2 columns: Time and Temperature. 8 a. m. 28, 9 a. m. 28, 10 a. m. 28, 11 a. m. 28, 12 p. m. 28, 1:30 p. m. 28, 2:30 p. m. 28.

SUN TABLE.

Sun rises..... 7:08 Sun sets..... 4:35

TIDE TABLE.

Today—High tide, 8:20 a. m. and 8:22 p. m. Low tide, 2:30 a. m. and 2:35 p. m. Tomorrow—High tide, 9:05 a. m. and 9:17 p. m. Low tide, 2:15 a. m. and 2:20 p. m.

ANTI-SUFFRAGETTES ELECT ROOT'S WIFE

She Is Chosen Vice President of New York Organization, It Is Said.

WILL SERVE, TOO, WOMEN DECLARE

Foes of Ballot Claim Eminent Recruit to Their Cause.

NEW YORK, Dec. 8.—Following a secret meeting of the Anti-Suffragettes, held at their headquarters, 29 West Thirty-ninth street, Mrs. Elihu Root, wife of the Secretary of State, was elected a vice president of the organization. Mrs. Root will enter upon her duties today, the anti-suffragettes say.



MRS. ELIHU ROOT.

PRINCESS' DIadem SOLD FOR CHARITY

Germany Startled by Action of Cecilia, Who Will Be Empress.

BERLIN, Dec. 8.—Court circles were shocked today when it became known that Crown Princess Cecilia had sold the diamond diadem which was given to her by the Emperor as a wedding gift, in order to obtain a large sum to contribute to the fund for the relief of the widows and orphans of the Hamm colliery explosion several weeks ago. The relief fund was started by Crown Prince William, and the crown princess, not being able to make a sufficient contribution at once, decided to ignore all precedent and sell her costliest treasure. The crown prince was astonished when he found what his wife had done, but her earnestness was such that he finally accepted in good humor.

1,270 NOMINEES SENT TO THE SENATE

Long List of Presidential Nominees Includes Cabinet Officers, Diplomats, and Other Branches of Government—Army Leads Off.

One thousand two hundred and seventy-one names were today sent to the Senate by the President of the United States. In the list were Cabinet officers, diplomatic appointments, Federal nominations and many more in the Army, Navy and Marine Corps. The Army leads the list with 624.

Many of the appointees named in the long list which went from the White House today have been serving some months in the offices to which they are named. Others have not taken office.

The first name on the long list is that of the Hon. Luke E. Wright, named as Secretary of War. Mr. Wright took the oath of office last July, following the retirement of Mr. Taft after the latter's nomination for the Presidency. Secretary Wright has been in his office almost continuously since that time.

TEACHERS PLEASED BY ANNUITY PLAN

Madden Introduces Bill Providing for Pensioning of Washington Pedagogues.

Washington teachers have expressed much interest in the bill that has been introduced in the House by Representative Madden of Illinois, providing for the pensioning of members of the teachers' annuity fund. The annuity fund is to consist of interest on the principal, which is to come from endowments, gifts, fees from outside pupils, and any unused balance at the end of the fiscal year.

BIG FIRE CHECKED BY "HIGH PRESSURE"

Flames Threaten Entire Blocks—Kept in Western Union Building.

NEW YORK, Dec. 8.—Fire started in the Supply Building of the Western Union Telegraph Company, a seven-story structure at 152-154 Franklin street, at 4:15 o'clock this morning, threatened the entire block of warehouses and business houses bounded by Franklin and North Moore streets and Varriek and Hudson streets, and had it not been for the high pressure water system the loss might have run into the millions.

VIGILANTES TRAIL BOLD BANK ROBBERS

Unmasked Trio Enters Portland Institution, Riding Off With \$16,000.

PORTLAND, Ore., Dec. 8.—Armed vigilantes are today on the trail of three bandits who rode the East Side Bank last night in one of the most daring hold-ups perpetrated in the West since the days of "Gold Coast."

EDWARD'S SICKNESS SENDS HIM SOUTH

King Suffers From Severe Cold, Which, at His Age, Gives Alarm.

LONDON, Dec. 8.—While the doctors today declare that King Edward's illness is trifling, from authoritative sources it is learned that his condition is causing some alarm, and that he will probably go south to recuperate.

SENTENCE PASSED IN LAND FRAUD CASE

Millionaire Hyde Gets Two Years and \$10,000 Fine.

SCHNEIDER LET OFF WITH A LESSER FINE

Appeal Is Taken and Both Men Give Bond—Trial a Costly One.

Frederick A. Hyde, millionaire real estate dealer of San Francisco, was sentenced to two years in the Moundville (W. Va.) Federal prison and to pay a fine of \$10,000, while his alleged accomplice, Joost H. Schneider, of Tucson, Ariz., was sentenced to one year and two months in the same prison and to pay a fine of \$5,000, by Justice Stafford of the District Supreme Court, this morning.

Both men took their sentences in silence, with firm answers of "Nothing," in reply to the question of the court, "Have you anything to say before sentence is pronounced?"

Attorneys for the two men immediately took appeal to the Court of Appeals, and the prisoners were released on bond, \$20,000 for Hyde and \$10,000 for Schneider.

The two men were convicted in the case last June, after a trial of three months costing the Government over \$100,000, and in which witnesses by the score were brought clear across the country. They were tried jointly with Henry P. Dimond and John A. Benson, of San Francisco, who, however, were acquitted.

They were charged with conspiracy to defraud the Government by securing immense tracts of public lands in Oregon and Washington worth millions.

When Dimond and Benson were acquitted, Hyde and Schneider made a motion for a new trial on the ground that the jury traded votes in order to acquit two and convict two of the defendants. Justice Stafford held that the testimony of the twelve jurors, summoned as witnesses, was not admissible to invalidate their own verdicts, and overruled the motion.

Reviews Case. This morning he also overruled the motion for an arrest of judgment and then proceeded to a review of the case and the passing of sentence.

Assistant Attorney General A. E. Fugh represented the United States in court. Mr. Fugh, during the trial of the case, Attorney R. G. Donaldson, representing Schneider, made a plea for leniency because of his poverty and the fact that he was only a secondary figure in the land fraud operations which extended over several years.

Mr. Fugh also urged that the maximum penalty of two years in prison and a fine of \$10,000 be given both defendants.

STYLISH ROBBERS CALL IN CARRIAGE

Man and Woman in Evening Attire Ransack New York House.

NEW YORK, Dec. 8.—The police of Jersey City today began a search for two burglars, a man and a woman, who were seen to step from a brougham, dressed in evening clothes, and walk up the stoop of the corner at 57 Pleasant avenue, while the family was out. The house was afterward found ransacked and \$1,000 worth of silver was gone.

HEIRESS TO WED A NEW YORK MAN

PITTSBURG, Dec. 8.—The announcement is made here that Miss Catherine Vilsack, heiress to \$2,000,000, will, on January 7, be married here to John F. Mulcahy, of New York. Owing to the death of Leopold Vilsack, father of the bride-to-be, within the last year the wedding will be a quiet one.

Roosevelt's Recommendations

- A "thoroughly good" currency system. A larger use of the existing constitutional rights of the Federal Government to control the big corporations. The placing of interstate telegraph and telephone companies under the jurisdiction of the Interstate Commerce Commission. Passage of a bill which will permit the combination in business of large interests, instead of adhering to the old Sherman anti-trust law, which forbids all such combinations. A more thorough Federal control of interstate railroads. Enactment of such legislation as will encourage the movement to give the wageworker the right to own an interest in the business by which he is employed. Enactment of a postal savings bank law. Prohibition of child labor and diminution of woman labor. A progressive inheritance tax on large fortunes. The encouragement of industrial education. Enactment of a model employers' liability law for the District of Columbia. Half-holidays during the summer for all wageworkers in Government employ. Higher salaries for all judges on the bench and a movement to expedite decisions and the conclusion of cases brought before judges. A warning to organized labor not to make unreasonable demands on the country's legislators. An extension of forest preservation in this country.

PRESIDENT TO SPEAK AT BELASCO TODAY

Mr. Roosevelt and President-Elect Taft Will Make Addresses at Session of General Conservation Conference at 4:30 o'Clock.

At the Belasco Theater this afternoon at 4:30, the General Conservation Conference will hold its opening session.

President Roosevelt, President-elect Taft, the governors of thirty States and prominent and representative people from all parts of the country will attend, and make noteworthy the largest congress of its kind ever held in the world.

The Rivers and Harbors Congress, the Southern Commercial Congress, the National Conservation Commission, and many other national organizations will participate, and all day long, the delegates have been pouring into the city.

Governor Kibby, of Arizona; Governor Curry, of New Mexico; Gov. John A. Johnson, of Minnesota; Governor Densen, of Illinois; Governor Hoggatt, of Alaska; Governor Lee, of Delaware; Governor Swanson, of Virginia; Governor Frear, of Hawaii; Governor Holt Smith, of Georgia; Governor Broadard, of Florida; Governor Guild, of Massachusetts; Governor Woodruff, of Connecticut; Governor Fox, of New Jersey, and over sixty national organizations already have arrived, including Andrew Carnegie and other prominent people who are in touch with national conservation interests.

President Roosevelt will make the opening address and President-elect Taft will preside, other speakers being Governor Chamberlin, of Oregon, and possibly Gifford Pinchot, the head of the Forestry Service.

The first meeting will be largely in honor of the visiting governors, but the various branches of conservation will be taken up in order—minerals, lands, forests, and waters.

At 10 o'clock this morning, in the red room at the New Willard, a purely informal session was held for organization purposes, and the distribution of tickets for the future meetings as well as general registration.

TAFT IN CAPITAL, HAS A BUSY DAY

President-Elect Arrives in Washington and Leads Two Meetings.

President-elect Taft struck his busy gait in Washington today. He arrived in the city at 1 o'clock, the guest of honor given by Assistant Secretary of State and Mrs. Bacon, presided at the meeting of the National Red Cross Society and delivered an address, presided at the general conservation meeting at the Belasco Theater, and delivered an address there.

Tonight he will dine with Mr. and Mrs. Frederick A. Keep, after which he will be the guest of honor at a reception to be given by Miss Boardman, of the Red Cross Society.

Between times, he will try to see Joe Cannon and other political leaders at the Capitol and arrange details with them for the programs to be carried out during his coming administration.

BILLY SUNDAY SAVED FROM AN ASSAULT

Evangelist Goes From Train Through Bodyguard of Chicago Ministers.

MUSCATINE, Iowa, Dec. 8.—An attempt to assault the Rev. "Billy" Sunday here when he returned to the city for one day's campaign was foiled. A large number of saloonkeepers, put out of business by Sunday, and their followers, were at the railway station and made an effort to surround the evangelist. Ministers, anticipating the move, formed a bodyguard, opened an aisle through the crowd, and hustled Sunday into a waiting car.

Sunday was jeered and hooted by his enemies.

NEW YORK, Dec. 8.—After living apart four years, with rumors during that time of actions for divorce and separation, Foxhall Keene and his wife at last are going to take their domestic troubles to court. Mrs. Keene, on last October, filed a suit for separation in the supreme court at Mineola, L. I., but the fact did not become public until today, when the cause was put on the calendar and set for trial on Thursday morning next by Justice Maegan.

Incompatibility of temperament is ascribed as the reason for the parting of the couple. The break between them came shortly after the husband and his former brother-in-law, Talbot J. Taylor, failed in Wall street in 1904.

ROOSEVELT ASKS AID OF CONGRESS

In Masterly Message Appeals for the Co-operation of Legislators.

WORD ROUNDS OUT HIS ADMINISTRATION

Much Space Given to Consideration of Labor's Attitude.

CONSERVATION IS GIVEN MUCH ROOM

Photographs Used to Illustrate Devastation Caused by the Lack of Forest Protection.

In a message which Senators and Representatives pronounced one of the most masterly documents ever sent from the White House to the Capitol, Theodore Roosevelt today recommended to Congress the legislation he desires enacted in order to complete as far as possible the cycle of his Administration.

The message did not stop with the recommendation of exact laws and regulations, but it continued, in language of striking force and clarity, an appeal to the legislators to co-operate with the White House in efforts to give social and economic movements in this country an impetus and encouragement, not only by the language actually put on the statute books, but by the tremendous example, which, in some instances, can be set by apparently unimportant enactment.

Will Be Repeated. To those familiar with the opinions and teachings of William Howard Taft, the President-elect, Roosevelt's message is a unique paper, in that, while it seeks to round out the present Administration, it sounds the prelude of the next. There are things in this message which will be repeated in Taft's first communication to Congress.

Mr. Roosevelt's message is an illustrated document, as it contains photographs intended to emphasize to Congress the necessity of promoting to a greater degree than ever the preservation of the forests of the United States.

Photographs in It. The photographs are of places in Asia and other continents showing the sterility of the soil induced by the disappearance of forests and all wooded land, places which were once fertile land.

The dominant notes of the document are capital and labor. The President wants more complete control of interstate corporations by the Federal Government, and to the wage-earner he wishes to bring greater encouragement and a greater uplift by indorsement of the movement to give this class of workers an interest and an ownership in the goods they produce or the factories by which they are employed.

On the question of Federal control of corporations, he is particularly emphatic. He explains that he does not advocate an enlargement of the constitutional powers of the central government, but he does champion a larger use of such powers.

Power Ever Present. He points out that these powers have been in existence ever since the Government was founded and that the time has come to make use of them, to allow them no longer to be dormant.

Not only would he have a better control of railroads and other interstate corporations, but he makes a specific recommendation that interstate telegraph and telephone companies be put under such regulation as is in the power of the Government. But, while he would have the railroads put entirely under the Interstate Commerce Commission, he would give them the right to make combinations and traffic agreements, and he pronounces his disbelief in the old Sherman anti-trust law which prohibits all combinations.

He devotes brief space to an earnest appeal for a reform in the currency system of the country.

Speaks Long on Labor. On the rights of labor, he speaks at length. For the benefit of this element of the population, he wants a postal savings bank, prohibition of child labor, diminution of woman labor, a precise enforcement of the eight-hour law, such legislation as will pay to all wage earners damages when injured in the prosecution of their work, and encouragement of the practically new-born movement to give the laboring man a financial interest in the product of his work.

Mr. Roosevelt sounds a warning to the laboring man to abandon the practice of demanding more in legislation than is rightly his due. He warns to some of the demands of organized labor in the last session of Congress and to the fight made by labor in the last campaign, and he draws the inference that labor should know by this time the folly of trying to compel legislators to grant more than is just. He points out

ALMSHOUSE HEIRESS. WINSTED, Conn., Dec. 8.—An inmate of the almshouse in Deep River, Mrs. Charles Kelsey, is the beneficiary of a \$10,000 bequest left her by the late Rafter Goodale, who died in October.

Mrs. Kelsey and her husband have been in the almshouse six months. Her father's estate is estimated to be worth \$40,000. There are three other beneficiaries.