NEWARK, N. J., WEDNESDAY, JULY 9, 1913.

SHOWERS TONIGHT AND THURSDAY.

COLBY DECLINES TO DEBATE WITH **BULL MOOSE RIVAL**

Replies to Challenge of Osborne for Companion Tour of State.

CONTENT TO LET PEOPLE DECIDE AT PRIMARIES

Will Accept Later, However, if Opponent Feels He Has Been Denied Right.

In a letter to Edmund B. Osborne today former Senator Everett Colby declines his proposition to tour the State in a companion campaign for the Progressive gubernatorial nom-ination, jointly debating the differences in their platforms from the same stage.

Mr. Colby takes the stand that his seven years of active campaigning for the Assembly and Senate have shown his qualifications to the State and that it is unnecessary for him to do it all over again in a pre-primary campaign now. His letter to Osborne is as follows:

"My dear Mr. Osborne: "I have your letter of the 8th inst inviting me to campaign the State with you, to address all meetings jointly and to share the necessary expense. I respectfully decline for the following reasons:

to make a canvass for the nomina-After seven years of active campaigning, Progressives of the State have sufficient knowledge of my qualifications and shortcomings iss upon my fitness for party leadership, and after announcing my platform I shall leave the choice to

'Second, because the Progressive Progressive voters of the State, at its recent meeting held in Asbury Park, went on record by a large majority as being opposed to such a plan of

Third, because my experience in blic debate with political opponents clear exposition of ideas are of little value in

cause theer is not sufnce in the fundamental tween us to warrant such e tour as you propose, and are to become involved in a

paign, however, it appears that you have been denied a right to which you are entitled and that there is a real principle to discuss, I will gladly

That the Boston and Maine's mer
That the Boston and Maine's mer
Considing on the came money and we both became intoxicated.

"I was there when my husband met Considing on the street and was talkwish and under any conditions you may propose. Yours very truly, "EVERETT COLBY."

Mr. Colby does not intend to make an active pre-primary campaign. He said today that he will do nothing after he announces his platform at a public meeting on July 24, relying on knowledge that people of the State have of him from his previous campaigns. He will, however, speak dinners or meetings at which he is asked to speak.

"Of course, I will campaign after put all the energy that I have into

Mr. Osborne would make no comment on Mr. Colby's letter this afternoon, preferring to wait until he had time to think it over.

RECORD PLEASED BY DEFI OF OSBORNE TO COLBY

[Special to the Newark Star.]
JERSEY CITY, N. J., July 9.-State Assessor George L. Record has gram returned to his office in this city, after ten days spent in Maine. He said he had done little but play golf swim during his vacation and that he now feels "fit as a fiddle."

He said that he was pleased with challenge sent by Edmund Osborne to Everett Colby for a public debate on the issues of the Gubercampaign, but refused to discuss the matter any further.

SAILOR SEEKS WIFE, WHO LEFT WHILE HE WAS AWAY

United States navy, located at Phila- troop delphia, was in Bloomfield today, oking for his wife, who was Miss of Charles Grieshaeber, who conducts a large truck farm in Belleville

Engstrand told Grieshaeber that while he was absent from his home city. in Philadelphia for a brief period his There was but one article left in the apartments they had occupied, and that was a motto framed upon the wall bearing the inscription "There

is no place like home, sweet home." The courtship of the pair was brief, and they were married but a month ago. Her stepfather at the time of her marriage presented her with a piano and \$300 in cash.

SEEK TO OUST NEW

served during the regime of former Louis and Illinois. Mayor Wittpenn, a request for quo

prepared to oppose the granting of a ing line writ to the ousted officials and he will Sever make a special trip to Trenton for that purpose tomorrow.

Bomb Explosion | NEVI IN AND WIFF **Shakes Paterson**

[Special to the Newark Star.] PATERSON, N. J., July 9.—An-other bomb explosion awoke the entire city early today.

The bomb was thrown into the real of the home of Joseph Barley and Emil Zeniett, boss dyers, employed by the National Silk Dyeing Company, 97 North Fourth street. Although the ground was torn up and the neighborhood rocked, the only damage was to the cellar of the

Captain McBride, Lieutenant Morrion, Sergeant Perry and Detectives Kinney and Brooks were on the scene in a few minutes. They could find no clue to the bomb-thrower, however, and this explosion, like the many others that have taken place during the silk strike, is likely to remain a

PROBERS ARRAIGN MANAGEMENT OF **NEW HAVEN ROAD**

Interstate Board Says There Should Be Great Surplus Instead of Deficit.

WASHINGTON, July 9 .- Financial operations of the New York, New Haven and Hartford railroad, its dress with a huge collar of white lace ownership of trolley lines and con- and a flimsy creation of white straw trol of allied New England railways on her head. are condemned in unmeasured terms by the Interstate Commerce Commission in the report of its investigation she had been married two years ago made public here today. The commission's conclusions are:

That the "outside" financial management has been "wasteful in the State committee, representing the Haven confined itself to actual railroad activities under the same conditions that prevailed in other respects "it could have paid a dividend of 8 per cent. for the fiscal year 1912 and carried to surplus account \$1,794,000 instead of showing a deficit of \$930,-

> with the Boston and Albany is "violative of the spirit of the statute against the restraint of competition and should be canceled." "In our opinion," says the commission, "this

New Haven control."
That the New Haven should divest tiself of the trolley lines, not because the present ownership is in violation walked with him to Corcoran's (a

(Continued on Page 2, Column 6.)

WILSON CONDOLES WITH MRS. GRUBB

Death of Soldiers' Home Commandant.

Full military honors marked the funeral today of General E. Burd Grubb, commandant of the New Jersey Home for Disabled Soldiers, at

President Wilson sent to Mrs. Grubb from Windsor, Vt., this tele-

"Mrs. E. B. Grubb-My deepest sympathy. I grieve most sincerely that we should have lost so true and noble a gentleman and soldier.

"WOODROW WILSON." Services were held both at the home in Kearny, where the veterans paid their last respects to their gallant commandant, and in St. Mary's

Episcopal Church, Burlington. In Burlington this afternoon the funeral cortege was escorted by the First City Troop, of Philadelphia, as a guard of honor. For eighteen years

Victor Engstrand, a sailor in the General Grubb was captain of that The services at the home were conducted in the chapel by the Rev. Kathryn Greishaeber, stepdaughter John D. Ferguson, the chaplain. Assisting him were the Rev. Carl S. Church, Kearny, and the Rev. John

Miller, of the House of Prayer of this Besides the relatives there were present Congressman Eugene F. Kin-

(Continued on Page 2, Column 4.)

TELEPHONE CABLE IS CUT BY STRIKING LINEMEN

cable belonging to the Southwestern off on which fortifications are situ-Telegraph and Telephone Company ated. (Bell), and connecting St. Louis and East St. Louis, Ill., was cut today. Girl operators and linemen have been JERSEY CITY HEADS on strike here for several days. The cutting of the cable, which contained 240 wires, put out of commis-JERSEY CITY, N. J., July 9 .- In sion eighty-four of the ninety trunk behalf of the ousted officials who lines of the company between St.

The interference with this service warranto proceedings to remove the cut off from Bell communication with Jesse Ricketts, of this city, while visnew officials has been filed by War- St. Louis the "tri-cities" on the Illi- iting his grandfather, Adam Bonzof, cut off from Bell communication with Jesse Ricketts, of this city, while vismunication from Attorney-Gen- as a result of interference, supposedly as the shoulder. on the part of sympathizers with the striking girl operators and the strik-

IN COURT ENACT TRAGEDY AGAIN

Woman Holds All Spell-bound With Dramatic Recital of Policeman's Slaying.

SHOWS HOW CONSIDINE WAS SHOT WITH OWN GUN

Woman's Voice and Superb Acting Are a Study for Any Star.

[From a Staff Correspondent.]
HACKENSACK, N. J., July 9.-With all the dramatic intensity of an actress playing a stellar part in a Broadway drama, Mrs. James D. Devlin told in court today the story of the shooting of Policeman Patrick Considine by her husband on May 24. On the stage her acting would have ed a hit; as it was, she thrilled court-room. The sordidness of the tragedy in which she figured was lost in the thrilling scene she rehearsed before the jury box.

She was fighting for her husband's life, for upon her testimony depends the case for the defense. Yet she took the stand with the knowledge that her husband, himself an actor, was regarding her coldly and critically, with no sign of sympathy for her position She was dressed in a blue linen

Her maiden name she gave as Eliza Lovell; her age as 28 years. She said and that, on the stage, she acted with Devlin under the name of Mae Ellwood in a song and dance sketch, "The Girl from Yonkers."

"Tell us in your own way what led up to the shooting," said Alexander H. G. Maidment, counsel for Devlin. Tells What Preceded Shooting.

"On Friday afternoon," she began deliberately, "my husband had met Considine on the street and had acused him of being intimate with me. Her very calmness enthralled the spectators who had crowded into the court-room to hear her sensational recital

"Jimmie told Considine," she continued, "that he knew we had been opinion," says the commission, line should be kept entirely free from that he had come home with me.

New Haven control."

The facts are these: I did meet Considine Wednesday night and

"I was there when my husband met ger with the New Haven, if permitted considine on the street and wa to stand, will result in "an almost ex-"M3 mother told me that you had been too intimate with my wife on Mon-

day night.' Considine denied it. Told Considine to Stay Away.

"Jimmie then said: 'I will take our word for it, if you say that you lid not do it, but stay away from my wife and my home.' That ended the conversation between Jimmie and Considine on Friday afternoon.' Prosecutor Wendell J. Wright tried

o get the witness to say that Devlin had accused her of misconduct. the primaries if I get the nomina-tion," Mr. Colby said. "And I will President Sends Sympathy on Considing denied it the entire matter

was dropped." "It was untrue, anyway, wasn't t?" the prosecutor suggested. "I won't say whether it was or not, 'Mrs. Devlin replied cautiously.

"I refuse to answer." Continuing her story, she said: "I went out at 9 o'clock on Satur. day with little Anna Devlin (an orphan taken care of by Mrs. Anna Devlin, the mother of the prisoner) We went to Bender's Hotel (a hotel in Cliffside Park, near the Devlin home). We were sitting in the dining room when Mr. Bender came in and

"Considine was in the barroom and he heard him. He came into the room. Pretty soon Considine got

(Continued on Page 2, Column 1.)

'Hello, Mrs. Devlin.'

Six Soldiers Die in Train Wreck

killed and forty injured today when series of quarrels at the house, where Alexander & Baldwin, of New York, a flat car crowded with members of Mrs. Cantalope lived with her hus- and received \$30 a day. the Coast Artillery was wrecked be- band and kept a store in the base- dent of the State branch of the farmtween here and Corregidor, about ment, and Balo, her brother-in-law, Smith, rector of Trinity Episcopal thirty miles southwest of the city. The dead soldiers are Privates

Boyd Manes, of the Quartermaster Corps; Louis D. Koenig, Elmer Nertthe house and had gone, without leaving word where she intended going. kead, the board of n anagers of the long word where she intended going. kead, the board of n anagers of the long word where she intended going. kead, the board of n anagers of the long word where she intended going. kead, the board of n anagers of the long word where she intended going. ment today. All belonged to the from her husband. Patrolman Bauer Ninty-fifth Company, Coast Artillery. found the woman about a block away Army officers familiar with Manila harbor believe the accident happened he was sent with the reserve squad to on a military railroad on Corregidor Island, built to transport heavy ordinance and supplies from a wharf on Balo's throwing a bottle at her. ST. LOUIS, July 9.-A telephone the bay side to the height two miles

> The spldiers who manned the bat- kill, Judge Hahn, declared he could ton interests. teries and the engineers at work on find no evidence that Balo had asked the fortifications are in the habit of her to run away or had in any way using the road to avoid the steep interfered with her. climp to the top of the bluff.

PLAYS WITH SNAKE; BITTEN FIRST BASEMAN BORTON HAGERSTOWN, Md., July 9 .-

Grabbing the wrong kind of snake, ren Dixon, corporation counsel under nois side-Venice, Madison and of Pinesburg, was bitten on the hand Granite City—the exchanges of which by a copperhead. His arm, as a re- to the Jersey City International formation was received here today by were respended late yesterday, after suit of being bitten, is swellen to League Club, refuses to report to to Mills, with output of 600 000 Corporation Counsel John Milton in a having been closed for several days three times its normal size as far up Jersey City, and will arrive at his pounds of cotton yarn and 400,000

striking girl operators and the striking linemen.

Seven men were arrested this morning in connection with the cutting of the cable.

Better Service to Flemington on Sundays is provided by new C. R. R. of N. J. time table. The 9:41 a. m. train from Broad street station now has connections for Flemington. For other improvements in train service, see Ticket Agents.—Adv.



THE LAND HOG

WATER WAGON AT DOOR WHETS HER SON'S THIRST

wegen should grace the street in front of her domicile, and to Mrs. Pastorel's cafe). I had some money and we mind there are many reasons why it wagon, sir. One wit white and yellow neighborhood.

street near Van Buren. The daily apnerves, and today she consulted Judge Hahn in the Third Precinct Court. "You see, jorge, dis a wagon him

"I can't see how a water wagon boy, I should say," said the judge.

A "water" wagon stands in front of himself up until he could see the pa-Mrs. Pastorel's house every day. tient magistrate on the other side. Satisfied, he let himself down to the piping voice came upwards:

"Me mudder means a soda water should make itself scare in the and red stuff in bockles watt's good to drink. Didn't you never buy a bockle of soda?" Jim demanded. "Sometimes we buys dem an' some pearance of the wagon grated on her times we gets dem for nuttin' w'en the guy ain't lookin'."

Before Mrs. Pastorel left, she set forth her other reasons for wanting maka my Jimmy boy get a thirst all the wagon removed. One was that de time dat costa me some mon you the rattle of the bottles wakes the baby and draws a gang of bad boys around her house. Other reasons makes your boy thirsty. He's an odd were that the horse chews around nent Higble family of this city, be the tree and makes himself generally This was Jim's cue to step into obnoxious. She has to run to the view. He grasped the edge of the drug store for medicine for "Jim's judge's desk with his hands and drew tummy ache," and 57 minor reasons.

inent Men Are Summoned

to Washington.

charges by Martin M. Mulhall.

Union, said he was at the New Or

"I'm slow to make accusations," said Mobley, "but I have come to

Whitman testified that the Arling

pounds of wool a week, had not beer

practically on full time.

for their interests."

CANNON CALLED IN WOMAN ADMITS MULHALL PROBE SHOOTING AT MAN

Declares That He Tried To Per- Aldrich and Forty Other Promsuade Her to Run Away from Husband.

Admitting that she had fired a load of buckshot from a double-barreled Overman, of the Senate lobby comshotgun with the intent to kill Angelo mittee, announced today that the Na-Balo, of 286 East Kinney street, Mrs. Felicia Cantalope, of the same ad- had requested him to subpoena fordress, was held in \$2,500 bail to await mer Senator Aldrich, former Speaker the action of the grand jury by Judge Cannon and about forty other men Hahn in the Third Precinct Court to- once prominent in Congress and offi-

Although an attempt had been made to discharge both parrels, it is alleged, but one shell exploded, the shot marks of having been struck by the Washington, talking to congressmen going wild. The other shell showed MANILA, July 3.—Six men were hammer. The shooting followed a about the sugar tariff, he represented lived upstairs with his wife and three meeting of a committee of the Na-

According to Balo, a box of matches that Mrs. Cantalope charged one of leans last spring at which a scheme the boys with stealing, started the to increase the consumption of cottrouble. Mrs. Cantalope denied this ton was to be discussed. cause he wanted her to run away were paid by R. D. Bowen, president from the scene of the shooting when ganization, was not present. investigate. She was limping from an Ark., president of the State Farmers' injured foot, caused, she said, by

Balo was found at his home. In holding the woman in bail today on the charge of assault with intent to

WON'T JOIN JERSEY CITY

ST. JOSEPH, Mo., July 9.—First president of the Arlington Mills at Baseman Borton, sold several days Lawrence, Mass., was the next witago, by the New York Americans, ness ome here tomorrow.

Manager Holland, of the St. Joseph running at capacity on account of Western League team, with which poor market conditions, first noticed Borton was playing when he went to in 1909. Conditions were worse now the Chicago Americans. late last he said, than he had ever known. season, said today he would try to From 1894 to 1907 the mills had run have Borton returned to him.

HUSBAND'S LOVE OF LEISURE LIFE

ment of Her Marriage.

Special Master Nicholas W. Bindseil has just filed a report in Chan-Annie Higbie Marvin, of 506 Summer avenue, and a member of the promicause, in his opinion, her husband is

too fond of a life of leisure. Her husband, William Force Marvin, son of former Alderman Marvin, of this city, is living at the home of his mother in Flanders. Morris county, where he has been since he left his wife in October, 1909. Mrs. Marvin brought her suit on the grounds of desertion and Marvin made no reply to the action.

\$100 a Month from Relative. She says that in the sixteen years of their married life, her husband never properly supported her. was too fond of a life about town and what little money he did earn he spent for drink, she declares. Mr. Marvin's income came from her sister, Mrs. Harriet M. Butler, a wealthy Boston woman, who for three years WASHINGTON, July 9,-Chairman sent her \$100 a month, while Marvin was earning different sums that ranged from \$15 to \$35 a week and tional Association of Manufacturers

spending it for liquor.

In August, 1909, Marvin lost his position and simultaneously he received a letter from his wealthy Bosoff his wife's income. Upon the recial life, to testify on the lobby At the hearing today A. D. Baldwin, a Cleveland attorney, testified that in him. Marvin packed a suit case and come President. left for Flanders, where he has since tional Farmers' Union at New Orturn to their mother, but he would to consider and decide the question. give them no answer.

Were Wed at Park Church. Mrs. Marvin was married on Oc- The He testified that his expenses there of the Texas branch of the union. President Barrett, of the national or-H. H. Mobley, of Prairie Grove. her father's estate and with \$6,000 of avenue, where she and her husband self at the following election. resided and where she still lives. The leans meeting called by Bowen. He ther \$4,000, she says, went for housesigned a telegram to the Arkansas senators at Bowen's dictation askhold expenses and pocket money for ing for a hearing for Arkansas cot-

Mr. Bindsell was convinced by the testimony of Mrs. Marvin and her life of ease and he accordingly recomknow that at all our meetings, State mended the divorce. George M. and national, we are surrounded by Keasbey represented Mrs. Marvin. men who want us to do something The two children are now in her custody. The alimony will be the subformer president of the National Asject of a separate hearing. Marvin is still living in Flanders. His father died there recently after

a prominent career in Republican

TEN CARRIER PIGEONS FLYING ACROSS COUNTRY

HAYS, Kan., July 9 .- Ten carrier pigeons sent here by the Ohio Valley Pigeon Fanciers Association at Pittsburgh, Pa., wer liberated today and started East in a bunch

PRU APPRAISERS ARE DESIGNATED BY CHANCELLOR

Ex-Senator Smith, ex-Governor Police Judge Regards Motor-Fort and ex-Postal Head Johnson Named.

GRIGGS AND LANE TO BE POLICY-HOLDER COUNSEL

Stock Valuations Necessary Before Insurance Company Can Be Mutualized.

[From a Staff Correspondent.] TRENTON, N. J., July 9 .- Complyng with the petition of the Prudential Insurance Company, under authorization of an act passed by the last session of the Legislature, found guilty before Judge Charles F. Chancellor Walker today named the Herr in the Fourth Precinct Police appraisers for the acquirement of the capital stock of the Prudential, to the end that the company may be changed from a stock into a mutual

The chancellor named as appraisers former United States Senator James jr., former Governor John Franklin Fort and former Postmaster-General William M. Johnson. The act also provides that the chancellor appoint counsel to represent the interests of the policy-Complying with this particular section, the chancellor named former Governor John W. Griggs and Merritt Lane, of Jersey City.

The application for the appointment of appraisers by the Prudential was opposed by a certain number of stockholders, and in making the announcement of the appointments today Chancellor Walker filed the following memorandum with the court: "The Prudential Insurance Company of America has filed its petitwo or more disinterested persons to stock in accordance with the provisions of an act of the Legislature, entitled 'An act to permit any stock life insurance corporation of this ing the summer State to acquire the capital stock thereof for the benefit of its policylife insurance corporation into a mu-tual life insurance corporation, to

and the court lacks power and juris Mrs. Marvin Successfully Ad- diction in the premises. My examination of the matter has convinced vances Grounds for Annul- | me to the contrary, and I hold that the act is constitutional and the court is clothed with jurisdiction. This view leads me to the appointment of appraisers and I will also appoint counsel to represent the interests of the policy-holders. The act itself cery recommending a divorce for Mrs. authorizes the appointment of counsel for the policy-holders."

FIELDER SAYS HE **NEED NOT RESIGN**

Ticket" Law Ineffective With Him.

[From a Staff Correspondent.] TRENTON, N. J., July 9 .- Govresign his position if he receives the Democratic gubernatorial nomination. Such action on his part, should it be taken, would be owing to the constitutional provision in this State which makes it impossible for a Governor to house account. succeed himself.

It is Governor Fielder's personal ton sister-in-law threatening to cut elected by popular vote cannot be re- upon the cuts being made their activielected and that it does not affect his ties would be curtailed to such an ceipt of a second like letter an- status, since he was merely chosen to extent that there would be no need nouncing that Mrs. Butler was com- fill the unexpired term when President of a Playgrounds Board, and they ng here to talk things over with Wilson left the State House to be- would resign. Neither of the two

Governor Fielder in reply to inquiry located to verify the statement. remained, despite the entreaties of at Wildwood, N. J., today as to his wife and two children, William whether he expects to resign as acting was the guiding light in the prepara-Force Marvin, jr., and Harte Higbie governor to become a candidate, said tion of the playgrounds budget and, Marvin. The former is 17 years old that he had not considered the mat- as he declared when he presented it and the latter, a girl, is 16. They ter seriously, that he did not believe to his colleagues, he cut down every visited him at Flanders shortly after by law that he would be required to item to the lowest possible amount. he left his wife, and asked him to re- resign and that there is ample time

a governor from succeeding himself. governor's friends, however, tober 12, 1898, by the late Rev. Dr. argue that this does not apply to him, there was no need for worry, as the Clement French, pastor of the Park as he is the president of the Senate, Presbyterian Church. Six years after and by virtue of his office, the acting her marriage she received \$10,000 from the constitutional prohibition applies sort of gamble, as most of the other er father's estate and with \$6,000 of only to a governor who has been departments will go along with the bought the house at 506 Summer elected and then tries to succeed him-

Those close to Governor Fielder say he will not resign before the coming departments. campaign. He will, it is said, follow the example laid down by President Wilson, who remained New Jersey's ment of commission's activities, ... governor up until three days before extension of playgrounds, the giving sister that Marvin was too fond of a he assumed the presidency of the United States.

A situation similar to the one now be possible only to keep the public before Governor Fielder was when baths open during the summer time Foster M. Voorhees succeeded John W. Griggs as acting governor in 1898. be brought to a head tonight. Governor Voorhees did, however, re- the commissioners might wait before sign a few days before the election taking any drastic action until the and was succeeded by Speaker of the Assembly Watkins. Mr. Voorhees was who is at present at Rochester atthen elected for a full term.

Fast Trains to the Seashore
leave Broad St. Station, New Jersey
Central, 9:03 a. m., 3:50, 4:25 p. m., every
week day and 5:10 p. m. except Saturdays
only; Sundays at 8:50 and 9:30 a. m. New
through train from the shore arrives
Broad St. Station 7:51 a. m. week days.
Connecting trains for the shore leave
Broad St. Station week days 11:35 a. m.,
1:37, 5:38, 6:36, 5:08, 11:59 p. m.; Sundays

1:37, 5:38, 6:36, 5:08, 11:59 p. m.; Sundays

1:39, 12 a. m. and 12:05 night.—Adv.

MOTOR RACE MEN. **GUILTY, ARE MUM** ABOUT NEXT STEP

cycle Contest as Illegal Under Attacked Ordinance.

CAPTAIN VOGEL APPEARS AGAINST THE PRISONERS

Promoters May Get Writ or Enjoin Authorities, Pending Outcome of Test.

The second step by the promoters of the Stadium Motordrome in the legal battle to resume motorcycle racing in this city was made today when four of the six men arrested at the races last night were arraigned and

Only the two motorcycle riders who took part in the race were fined. They will be obliged to pay \$50 as provided in the city ordinance prohibiting motorcycle races. The riders are John King and Fred G. West, who were paroled in the custody of Inglis M. Uppercu, promote: of the track, until the fines are paid.

The track officials and riders were

represented by Edward O. Stanley, of the law firm of Pitney, Hardin Skinner. Mr. Stanley insisted that the complaints should be dismissed because there was no evidence to show that a race had been staged for any "reward or gain," as prohibited in the ordinance. He also declared that the power of the Common Council to adopt such an ordinance would

be contested.

Although Attorney Stanley refused to make any statement after the riders had been fined, it is understood the promoters will apply for a writ of certiorari within a few days. Il tion praying for the appointment of the writ is allowed to act as an inappraise the value of its capital from interfering with the races until junction to restrain the city officials the upper courts have passed on the test case, it is likely that motorcycle races will be staged at the track dur-

Edward F. Root and Fred H. Hill the bicyclists who rode in the tor-paced race last night, were disno complaint against these riders the end that the company may be changed from a stock company into a mutual company.

"Certain of the stockholders objected that the act under which the petition was filed is unconstitutional them."

The charges against these riders following a conference between Mr. Stanley and Assistant City Attorney Charles M. Myers, who prosecuted the cases.

The charges against King and West were heard first. Captain Os-

West were heard first. Captain Os-

(Continued on Page 4, Column 2.)

COUNCIL FACES FIGHT FOR FUNDS

Department Heads Expected to Wage Money War Before Finance Committee Tonight.

Now the fight is on. The finance committee of the Common Council y its action in cutting the appropriation asked by practically every city department, as shown by the Believes "Can't Head State and tentative tax levy, has stirred up a lively rumpus.

Tonight's session of the committee, when the levy will be formally adopted, will be anything but a love feast. It is doubtful if their regular meeting room will be able to accommodate the bunch of "kickers" and ernor Fielder, it was said today, may disgruntled department heads whose requests were curtailed. The battle of the evening will in

account and \$36,250 from the bath-It was rumored about the City Hall today that at least two of the comopinion that the constitution really missioners had declared emphatically intends to provide that a Governor that if the finance committee insisted

commissioners mentioned could be

all probability come from the Play-

grounds Commission, which is slated

for a cut of \$28,500 in its recreation

Commissioner B. M. Shanley, jr., Secretary J. Leonard Mason conferred with Acting Mayor John H. The constitution expressly prohibits Donnelly on the question shortly after noon today. It is understood that it was pointed out to him that contingent fund will be available if the appropriations granted are not

same move in mind, and it is doubtful

if the sum in the fund will be suffi-

cient to make up deficiencies in all Here is what the reduction in the playgrounds budget means: Curt tilup of the Belleville avenue ground because of no funds. Also, it was The matter will in all probability return of Mayor Jacob Haussling

WOMAN IS A BIGAMIST

tending the Elks' convention.

STAMFORD, Conn., July 9 .- Arthur B. Bush, whose home is at 177th