PRESBYTERY ARGUES LONG OVER SEVEN CANDIDATES

Four of the Applicants for Ordination Had Agnostic Views.

ALL WERE FINALLY PASSED.

Arrangements at Meeting of the Brooklyn Presbytery to Make Them Fully Ordained Preachers.

An echo at least of what is going on in a heresy way at the sessions of the General Assembly of the Presbyterian Church in Atlantic City, and the putting of the Rev. Dr. William D. Grant of the Northumberland (Pa.) Presbytery upon the judicial commission's gridiron was heard at the meeting of the Presbytery of Brooklyn last night, in the Central Presbyterian Church, Marcy and Jefferson avenues, of which Moderator John F. Carson is pastor.

It was one of the longest drawn-out meetings of the Presbytery ever held, and two hours of it or more were in executive session, it being nearly midnight when the ministers and elders decided to ordain and license seven young men, four of whom came from the Union Theological Seminary. It is known that there was decidedly divided opinion in the matter of making ministers of these four men, for a number of the ministers and elders found it convenient to leave the room before it was finally decided to vote for the ordination of the young men from Union Seminary.

The young men from Union Seminary were Robert A. Watson, Elmer Fred Eastman, Anton T. Boisen and Herman N. Morse. Albert William Ebeling and John E. Oettinger were from the Bloomfield (N. J.) Theological Seminary, and Bernard G. Braskamp from the University of Michigan, Princeton University and Princeton Theological Seminary. Mr. Braskamp had studied a year at Union, but he was not at all loath to say, while waiting for the verdict in his case, that he left there after that time in order to go "somewhere where he could get something." There was no trouble whatever, it was said, over these three young men.

Four Young Men Were Agnostics and Undecided in Their Faith.

It was ascertained that the four Union Seminary young men did not absolutely "deny" anything, but they were agnostic—did not know—or were undecided enough in their faith not to affirm certain fundamentals, the virgin birth of Christ, His sacrificial death, His resurrection, or the absolute integrity of the Scriptures.

As has been said, for more than two hours there was an earnest discussion and much was said on both sides of the case, and it is known that there were quite a good many of the presbyters who thought it would be a good idea for the Union young men to take a little more time and get straightened out, but the argument on the side of ordaining them prevailed, and arrangements were made to make them licentiates and fully ordained preachers.

Moderator Joseph Dunn Burrell presided over the meeting. The Rev. Joseph G. Snyder, permanent clerk, acted as stated clerk in the absence of Dr. McClelland, and the Rev. J. J. McDonald was temporary clerk.

The Rev. Chester E. Jennings, who has just left the Methodist Church, where he was a minister for two years, asked to be enrolled as a member of the Presbytery, and after some discussion his request was granted. Mr. Jennings said he left the Methodist Church because he was not in accord with its polity and doctrines. He studied at Boston University and Union Seminary. When he was examined it was thought he answered some of the questions rather qualifiedly, but on motion of the Rev. Dr. Newell Woolsey Wells he was admitted and enrolled as a member of the Presbytery.

Henry E. Ide reported that the Presbyterian Union had taken action on the matter of the brotherhoods, and had resolved that it was better to join in with the Federation of Men's Clubs in Brooklyn.

The Rev. Robert A. Watson, who was one of the young men from Union Seminary so closely examined, has accepted a call to the Kent Street Reformed Church to succeed the Rev. Dr. Robert G. Hutchins.

BILL FOR OFFICIAL REFEREE.

Appointee Must Be Ex-Justice of Supreme Court Who Sas Served Full Term.

(Special to The Eagle.)

Albany, May 23—Assemblyman John J. Donnelly of the Thirteenth Assembly District, introduced a bill to-day providing for the appointment of an official referee by the justices of the appellate division.

The referee must be an ex-justice of the Supreme Court who has served 14 years on the bench. William J. Dickey, Republican, is eligible for the appointment, but it is said that Justice Josiah T. Marean, who will retire next year after reaching the age limit, may get the appointment if the bill becomes a law.

SUFFRAGIST LUNCH WAGON.

Women Will Run One in Manhattan and Hold Open-Air and Church Meetings.

The Woman Suffrage Party has decided to set up a lunch wagon, in Manhattan, and tote it around to the various sections where it is felt that there is need for a restaurant on wheels. The details with regard to this innovation will be made known when Mrs. W. W. Penfield, the acting head of the Woman Suffrage Party, returns from Albany, having gone to the capital to look after the interests of the suffrage measure which is under consideration in the Senate.

The open air meetings will start in a few days and it is proposed to hold noonday meetings in Madison Square. Out in Flatbush, in the Eighteenth Assembly District, where Mrs. Oreola W. Haskell is the leader, the open air meetings will commence next Saturday. The Sixteenth Assembly District suffragists will conduct meetings at Coney Island. They will also hold a clambake on June 24, at the Brighton Beach Casino. Mrs. Grace T. Wolterbeck is the leader.

On June 6, in the Presbyterian Church, at Williamsbridge, will be held a suffrage meeting and one of the Methodist churches in the Bronx, is prepared to welcome the suffragists at week night meetings.

DEPARTMENT HORSE BOLTED.

One Man Suffers From Sprained Ankle in Consequence.

Considerable excitement was caused shortly after noon to-day by a runaway in the courtyard of the Municipal Building on Joralemon street. A horse attached to a buggy of the Water Supply Department took fright at an automobile, broke his tie-rope, backed out of the wagon shed, wheeled and started to dash out the main driveway. A wheel of the buggy caught a wheel of a wagon in which Harry Kawlwassef was standing. The man was thrown to the ground and sustained a sprained ankle. The horse was caught before he could do further damage.

O'REILLY SWEARS THE $50 WAS FEE FROM BANCROFTS

Paid by Brokers' Lawyer Sullivan as a Retainer, With More to Follow

IF ALL BONDS WERE RETURNED

Hitch Came When Securities Were Found to Be Missing—Denies Being Accomplice of Plass.

Daniel O'Reilly, the well known lawyer, to-day resumed in the Criminal Branch of the Supreme Court in Manhattan his own story of the part he took in assisting in the recovery of securities to the value of $65,000, part of the stocks and bonds stolen from Aaron Bancroft, the aged broker, in which O'Reilly has testified that he was retained as attorney by William Sullivan, who was acting as counsel for the Bancrofts and that Sullivan paid him a "nominal fee" of $50 for his services in the effort to regain the stolen securities. Sullivan testified on the other hand, that the $50 bill he gave O'Reilly was marked and that he laid a trap to catch him. O'Reilly's testimony has been a flat contradiction of what Sullivan and other witnesses have testified against him.

O'Reilly was again called upon this morning to face the cross-examination of Assistant District Attorney Emory Buckner, who took him back to the point where he, Sullivan, and Frank Plass took the taxicab in which the securities were returned on payment of $5,000.

"Plass opened up the negotiations in the cab, did he?"

"Yes."

"Plass said, 'I'm ready to do business. Have you got the money?' or something of that sort?"

"Yes."

Says He Was Acting With Sullivan Against Plass.

"And you were acting with Mr. Sullivan against Plass?"

"Yes."

O'Reilly stated that Plass handed over all the securities to the Bancrofts' attorney before he got any money.

"You gave no assistance?"

"None at all, not even in conversation."

O'Reilly again reiterated his statement of yesterday that he didn't even touch the securities.

"When Mr. Sullivan said: 'I came to get all the securities,' did you not say: 'Well, here are the securities and if you want them you will have to pay for them?'"

"No."

O'Reilly then denied that he had expected to get out of the transaction anything more than the fee which, according to his story, Sullivan paid him.

"You stated yesterday that the $5,000 was to go eventually to the men who held the bonds?"

"Yes."

Swears the $50 From Sullivan Was a Retaining Fee.

"Did Sullivan say that the $50 you got was as a 'retaining fee,' using those words?"

"Yes."

"Didn't you think that was pretty poor pay?"

"I was to be paid if the thing was successful, and Sullivan would settle the bill with the Bancrofts, but he claimed that the transaction was not successful as all the securities were not there."

"Why didn't you demand something from Plass for making him a present of $5,000?"

"I was being paid by Mr. Sullivan. I had nothing to do with Plass."

"You didn't stay with Plass in that taxicab after Sullivan left for the purpose of keeping close to that $5,000?"

"No."

Plass and Sullivan Contradict O'Reilly's Testimony.

The defence rested at 12:20 o'clock this afternoon, and the prosecution called Frank J. Plass. He denied absolutely that he had ever said to O'Reilly concerning the ride in the cab: "If you or Sullivan had made a false move you would have been dead men. I had a gun with me."

"Did you have a gun with you?" Plass was asked.

"None whatever."

William Sullivan, the lawyer, characterized O'Reilly's testimony as to the $50 fee as "absolutely untrue." He also flatly contradicted other material points of O'Reilly's testimony. Then the prosecution rested.

Mr. Levy, for the defense, made a motion for acquittal on the ground of insufficient evidence, but it was denied. Mr. Levy then asked that he be allowed to make his closing address to-morrow morning. The court acceded and an adjournment was taken until to-morrow morning, when the case will go to the jury.

BALDWIN CASE UP AGAIN.

It Is Damage Suit Against Locomobile Company of America—Echoes of 1906 Cup Race.

An echo of the 1906 Vanderbilt cup race was heard before Justice Kapper in the Queens County Supreme Court, Long Island City, when an action for $25,000 damages against the Locomobile Company of America for injuries received by Ralph S. Baldwin of Norwalk, Conn., was sent down for retrial this week by the boy's attorneys, Elliott, Jones & Fanning of Brooklyn.

At the trial before Justice Burr in the same court about two years ago, the boy, through his father, Dr. Winfield H. Baldwin, as guardian obtained a verdict against the American Locomobile Company of America, for $7,000 damages.

On the trial it was shown that among the many injuries received by the boy was a fracture of one of the legs, which had left the limb considerably shorter. He also received injuries to his spine. On appeal the Appellate Division set aside the verdict and sent the case back for retrial.

OHIO LEGISLATOR ON TRIAL.

Nye Charged With Soliciting a Bribe of $500 From the State Printer.

Columbus, O., May 23—Representative George B. Nye, of Pike county, who is a physician at Waverly, was placed on trial to-day before Judge Kinkead on the charge of soliciting a bribe of $500 from State Printer Edward A. Crawford to vote for the Kimball bill, which reapportioned Common Pleas judicial districts.

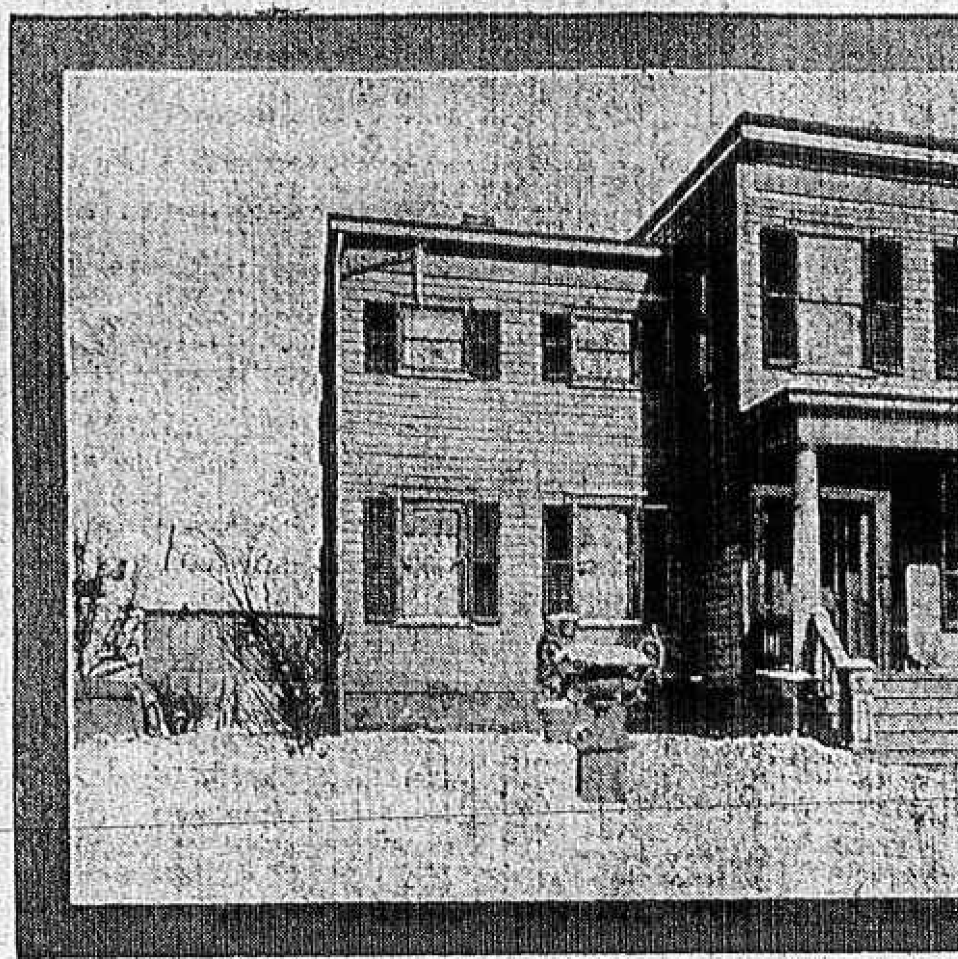
The bill was aimed at Judge A. Z. Blair, of Scioto county, who was instrumental in exposing the wholesale frauds and vote buying in Adams and Scioto counties.

Nye is under indictment on two other charges of soliciting bribes and he is the first of the half-dozen or more members of the Ohio Legislature to be placed on trial.

The bribery trials of Sergeant-at-Arms Rodney Diegel and Senator Andrews have been set for Thursday and of Representative Evans for Friday.

Over forty witnesses have been summoned in the Nye case, including Judge Blair and Detective Harrison.

O'BERRY HOMESTEAD ON BROADWAY, NEAR LINDEN STREET, SOLD AT AUCTION TO-DAY.



A partition sale of a considerable amount of property in seven parcels, belonging to the O'Berry estate, attracted especial attention at the Real Estate Auction Room in Montague street this afternoon. The most interesting piece was the O'Berry homestead at 1329 Broadway, on a large plot near Linden street. This is one of the few old-time residences in that part of Broadway, near the Gates avenue intersection, which is fast filling up with business structures.

The old house dates back to the time when the region was an outlying rural one and was known as Bowronville. The plot, which lies 76 feet west of Linden street, is 72 feet in front by 550 in depth, running through to Bushwick avenue. It adjoins a large department store in front and there was considerable interest shown in the sale by reason of the business demands of the section. The property includes nineteen and a half lots, with house and barn, running through the middle of the block.

The homestead property was first offered, the bidding beginning at $130,000. An advance of $5,000 was speedily made, followed by successive jumps to $140,000 and $145,000. Then by $1,000 bids the sum rose to $153,000, and by $500 offers and less to $160,000, being bought in for the heirs of the estate, through the plaintiff's attorney, H. F. Lawrence.

The twenty lots on St. Mark's avenue, Franklin avenue and Prospect place, with a two-story brick house, went for $50,000 to the same buyer, the bidding being run up from $36,000.

The other property included 81 South street, near Berry street, 20 by 100, with a brick house, bought by the plaintiff for $4,520; a vacant plot, 45 by 100, on Gates avenue, near Tompkins avenue, sold for $4,500; 463 Van Buren street, a two-story brownstone house, on lot 18 by 100 feet, bought in by the plaintiff for $5,800; 985 to 901 Dean street, near Franklin avenue, with frame buildings, which went to the plaintiff for $6,500; and a two-story brownstone house, with stable, at 173 Stuyvesant avenue, at the corner of Quincy street, sold for $7,300 to Frank J. Carroll

The partition proceedings were brought by Robertson K. O'Berry against Sarah Kloppenberg and others, the referee being Charles H. Kelby and the auctioneer William H. Smith, six legal firms representing the different heirs.

TO FREE POLITICAL PRISONERS.

Mexico City, May 23—By an immense majority the Chamber of Deputies last night passed the bill providing amnesty to political prisoners. It becomes effective immediately. Jorge Vera Estanol, acting minister of the interior, presented to the Chamber a report on the successful termination of the negotiations for peace, thus formally announcing to the body that the war is concluded.

CHINESE STARTED FIGHTING.

Eagle Pass, Texas, May 23—A detailed account of the fighting at Torreon, where nearly 250 Chinamen were killed, has been brought here by W. T. Lampe, editor of the Torreon Enterprise. The Chinese fired upon the rebel troops as the latter were marching in to occupy the city on May 15. These shots culminated in a concentrated attack by the insurrecto soldiers and ended in the practical extermination of the Chinese colony.

PIRATES HERE TO-DAY

Barger or Scanlon Likely to Oppose Pitcher Steele.

Superbas Won Three Straight on First Visit of Pittsburgs Last Year.

Fred Clarke and his bold Buccaneers will be guests of Bill Dahlen's sprightly Superbas this afternoon at Washington Park, in the first of a series of three games. The Pirates have bitter recollections of what Brooklyn did to them last season on the occasion of their first visit, when the Smoky City aggregation were beaten in three straight games, rain saving another defeat. Just at present, despite the loss of Bell, the locals are in excellent condition to put up a stubborn fight against Clarke, Wagner, Leach, et al. The team is playing together and every man is right up on his toes. While a little more hitting might be desired, the Superbas have had the lucky faculty recently of making their bingles count. There is no doubt that on the defensive, the Brooklyns are just as strong as any team in the National League.

For Brooklyn the choice rests between Cy. Barger and Doc Scanlon for the honor of pitching the first game against Pittsburg. Cy twirled only 3 2-3 innings on Saturday, so that he will be fit if called upon. Scanlon has been generally effective against the Pirates.

Pittsburg will present few new faces. Hunter is a fixture at first base, and has apparently plugged up a hole that has long been a source of weakness to the Pirates. In addition, Clarke has McKechnie, who is a capable substitute infielder, and Carey in the outfield.

The pitching staff includes Camnitz, Babe Adams, Ferry, Leifield, Phillippe, Steele, Nagle, Hendrix and White. Steele apparently has the call to-day.

TRAGIC TALE OF A "TILE"

Stone's Straw Inspired Spiro, and Strife Was Sequel.

Hat, Preserved as Evidence, Finally Found Lodging Place in a Goat's Stomach.

Samuel Stone, who lives in Eighty-third street, near Nineteenth avenue, Bath Beach, had his neighbor, Samuel Spiro, in the Coney Island police court this morning, as a sequel to the adventures of a straw hat.

The hat was Stone's. It was the first of the season in Bath Beach. Spiro, according to Stone, became facetious about it. All the old jokes, and one that was almost new, were hurled at the hat. Stone resented the jocularity and finally the two men came to blows, and the hat was ruined.

Stone got a summons for Spiro to appear in the Coney Island court to-day. It happened that when Stone got on the elevated train to go to court, Spiro got on the same car. The hat, wrapped in a piece of brown paper, was beside Stone on the seat. He was taking it to the court as evidence. But it never got there. Spiro, according to Stone, grabbed it and threw it out of the car window.

At Bay Twenty-fourth street Stone got out and walked back along the tracks to find the evidence. Spiro got out and walked back also. Stone then went to the Bay Twenty-second street police station and got an officer to help him hunt the hat, claiming he was afraid of Spiro. They didn't find it, and at about the point where it had gone out the car window they met a youth who told them, facetiously or not, that he had seen a goat make a raid upon the tracks, grab the package, and disappear joyously down an alleyway.

In court the case was adjourned until Friday.

RACING BILL HEARING BY SENATE COMMITTEE

Measures Repeal Directors Liability Law and Define Bookmaking.

BROOKLYNITES OPPOSE THEM.

Saxe Declines to Stand Sponsor for a Bill—Important Police Bill Passed.

(Special to The Eagle.)

Albany, May 23—There is a hearing on the race track bills in progress this afternoon before the Senate Code Committee. The bills are those presented by Senator Gittins, of Niagara, which seek to modify the Hughes anti-gambling laws. One bill repeals the directors' liability law and the second defines bookmaking.

The chief speakers in opposition to the bill were Harry Brolaski, a "reformed" bookmaker; Canon William Sheafe Chase and the Rev. W. S. Winans, of Brooklyn, and the Rev. O. R. Miller. R. T. Wilson, of the Saratoga Racing Association, and Joseph Auerbach, of the Jockey Club, spoke for the measures.

* * *

Unusual action was taken in the Senate to-day by Senator John Godfrey Saxe, of Manhattan. A bill making reports of corporations confidential and open to access only by State officials was stricken from the files upon request of Senator Saxe.

It was presented several days ago and developed a lot of criticism. Senator Saxe examined the bill, which he introduced by request, and concluded he would not stand sponsor for it. He moved to-day to have it stricken from the files. The motion passed unanimously.

Usually bills are stricken from the calendar, but in this instance Senator Saxe went further in order to effectively repudiate the measure, establishing a new precedent in the Senate. A similar bill was presented in the Assembly by Mr. Hoff, of Flatbush. The Hoff bill is still on the files.

* * *

Senator Eugene M. Travis gave out a statement to-day explaining a direct nominations bill which he introduced last night. The bill was drafted by the Brooklyn Young Republican Club. Owing to the advanced stage of the session it has no chance of passage. Mr. Travis's statement is as follows:

"Each and every one of the changes are by way of providing for details which will simplify the operation of the measure. The scheme of action in the first instance by party committees advanced by the club some two years ago has been recently endorsed by Governor Hadley, of Missouri. No other scheme is considered feasible in this State, and the conclusion of those who have studied the subject in States where direct primaries are in operation to-day is that this arrangement is far superior to the old method and is the last word to be said on the subject."

* * *

Bingham Police Law Repealed.

One of the most far reaching police bills of recent years, among other things repealing the Bingham act, passed the Senate to-day. It is the Ramsperger bill, providing that no policeman can be removed or disciplined in any way except upon written charges and after trial. The bill affects every city throughout the state. All trials shall be open to the public. The accused officer shall not be compelled in advance of the trial to disclose the names of any of his witnesses.

The Ramsperger bill repeals all acts or parts of acts inconsistent with its provisions, including the Bingham law providing for the reduction or demoting of police inspectors or other police officers. The repeal clause covers all general or special acts and city charters or parts thereof that conflict with the Ramsperger bill in any way.

NO ALIMONY FOR MRS. BUSCH.

Justice Aspinall Hands Down Decision Without Comment or Memorandum.

With no comment or memorandum attached, Justice Aspinall this morning handed down a decision denying the motion of Mrs. Isabella S. Busch of 8641 Eighteenth avenue, for counsel fee and alimony, pending the trial of her suit for a separation from Bernard Busch, the dyer, who has stores at 124 Court street and 40 Hoyt street.

Justice Aspinall's decision was indorsed upon the papers, among which was Mrs. Busch's affidavit, admitting that she had led a sinful life, but had reformed and had been taken back by her husband, who she charges with responsibility to some extent in the life she led. It is understood that Mrs. Busch will ask for a jury trial upon her charges of cruel and inhuman treatment against the defendant.

JOHNSTONE WINS AGAIN.

Amherst Player Passes Second Round in Tennis Tourney.

Boston, May 23—Of the four matches that constituted the morning's play in the New England Intercollegiate tennis championship to-day, two were in singles and two in doubles and only one was well fought. O. L. Johnstone of Amhurst, won easily. Summary:

Championship singles—Second round: C. L. Johnstone, Amherst, defeated R. M. Nelson, Trinity, 6—3, 6—1.

Third round—F. A. Gould, Brown, defeated R. C. Hay, Vermont, 4—6, 6—2, 10—8.

Championship doubles—First round: Nelson and Harris, Dartmouth, defeated Black and McCormick, Bowdoin, 6—1, 6—0.

Second round—Oakley and Conger, Williams, defeated Guild and Scholz, Brown, 6—2, 6—3.

BIG WAVE OF AMMONIA FUMES

250 Gallons of Fluid Breaks Loose at Delmonico's.

Employes Driven From Restaurant and Pedestrians Flee From Fifth Avenue to Side Streets.

There was a scurrying to close windows on Fifth avenue, Manhattan, this morning, when the pipe leading from a big ammonia tank of the refrigerating plant in Delmonico's, at Fifth avenue and Forty-fourth street, burst and filled the whole neighborhood, from Madison to Sixth avenue, with the noxious vapors. Passers by on Fifth avenue scurried through the side streets holding handkerchiefs to their noses and for a time it looked as if there was an epidemic of hay fever in the vicinity of the fashionable restaurant.

Waiters, chefs, maids, clerks and others of the three hundred employes quickly made for the street, their heads wrapped in wet cloths. Hook and Ladder Company No. 2 was summoned from its quarters in Fiftieth street and Lexington avenue. The firemen tried to reach the cellar, where the tank was located, but were driven back.

In the meantime a curious crowd of nearly a thousand persons gathered at a safe distance from Delmonico's and the police reserves were called from the East Fifty-first street station, and an ambulance from Flower Hospital. Just as the ambulance arrived, Gussie Nichols 23 years old, a young woman employed in the restaurant, appeared at the door in Forty-fourth street. When told there were two other girls on the top floor, she started to re-enter the building, but in a few moment reappeared and fell unconscious on the stoop. She was carried across the street to where the ambulance was stationed and Dr. Baer revived her. Several others in the restaurant were slightly overcome by the fumes.

Lieutenant Rau and Fireman Dugan of the Hook and Ladder Company placed oxygen helmets on their heads and started for the cellar, followed by a number of other firemen with their heads wrapped in wet cloths. They managed to reach the broken pipe and stopped the flow of the ammonia fumes, but not until the contents of the 250-gallon tank had been exhausted. It had just been filled.

$50,000 DAMAGE SUIT ON.

Far Rockaway Man Sues for Loss of Son Shot by a Neighbor.

Before Justice Goff and a jury in Manhattan is being tried the action of Edward Seaman of Far Rockaway to recover $50,000 from Jesse Ullman and his uncle, Eugene Hirsch, for the killing of the plaintiff's son, Willard Seaman, at Far Rockaway in 1909.

Young Seaman was shot while crossing the yard of Hirsch's summer cottage at Far Rockaway. Ullman did the shooting but claimed that he mistook the youth for a burglar. A coroner's jury held him blameless, and District Attorney De Witt, of Queens, refused to present the case to the Grand Jury. A petition was sent to Governor Hughes to compel the district attorney to take action, and the Governor ordered an investigation, which resulted in an indictment for manslaughter in the first degree against Ullman. Judge Humphries ordered the jury that tried him to acquit Ullman. The defence is that the shooting was an accident.

EXPECT TO PASS RECORDS BILL.

It Changes Power of Appointing Commissioner.

(Special to The Eagle.)

Albany, May 23—The Donnelly bill, changing the power of appointment with reference to the commissioner of records in Kings County, is on the calendar for action late to-day in the Assembly. A fight is anticipated, but all indications point to its passage. The Democratic majority is fortified by directions to all the members of Assembly to support Majority Leader Smith upon all party measures.

MISCELLANEOUS. | MISCELLANEOUS.

BOOST BROOKLYN

Yes, that is just what we are doing. Come in and see our shop. We run right through to Willoughby street. Our front is a trifle small, but we certainly have a large assortment of Hats and Haberdashery on the inside and plenty of room to show you. Our staff of experts are always pleased to serve you. Mention that you would like to

See Our Shirts at $1.50

and you will be showered with a line of patterns that will surprise you. Colors absolutely guaranteed. All sleeve lengths. Detached and attached cuffs.

The Ullmann Shop

431 Fulton St., near Pearl, 30 Willoughby St., Brooklyn.

"Home of the Stetson Hat"

JURORS WANT MORE PAY.

Queens Men Ask for Same Allowance Made to Jurors in Kings and New York Counties.

Queens County grand jurors are striking for higher wages. Their wants were made known in a communication which was this morning handed to Justice Isaac M. Kapper, who is presiding in Part I of the Supreme Court at Long Island City. They are demanding the same compensation as grand jurors in New York and Kings County.

At present the grand jurors receive $2 a day and mileage for their attendance upon court, while in the other two counties mentioned the compensation is $4 a day and mileage.

In the old days in Queens, when the sheriff held a fee office and ran a private restaurant in the court house, the grand jurors were supplied with meals free of charge, the cost being charged up to the county. Now they must spend 50 cents for each meal. So much business has been stirred up by graft inquiries and regulating things in general in the county that the Grand Jury is in almost continuous session during each month. Formerly the grand juries sat only one or two days in the month.

CAREER AS PICKPOCKET ENDS

Marsten, Who Studied for Priesthood, Pleads Guilty.

Stole $50,000, He Says, From Crowds Following Roosevelt in Presidential Campaign.

A plea of guilty to a four-year-old indictment, before Judge Fawcett, in the criminal term of the County Court, to-day, developed the curious story of a man, who, starting out with the intent to enter the priesthood, has become known as a star among the pickpockets of the country. His name is Frank Marsten. Claiming his address as St. Louis and his age as 35, Marsten was brought on from St. Louis upon requisition papers. On July 31, 1906, he was in Brooklyn, plying his light-fingered profession. Arrested on an indictment, he secured bail and jumped it. On Monday he will be sentenced.

Marsten's career, as told partly by himself and partly by police records, is a remarkable one. He was a student of theology in Quebec, Canada, in his early manhood, he himself says, but, becoming acquainted with a clever pickpocket, and seeing how facile his new friend was, he left school to enter the same profession. Marsten has traveled throughout the United States under several aliases. The ones by which he is best known are George Parker and James McCarthy. Marsten says that he netted $50,000 in the Roosevelt campaign by following the Colonel in his tour about the country for votes.

Marsten was on a Hamburg avenue car on July 31, 1906. He managed to get the wallet belonging to one John Hoffman, but made such a bad "get-away" as to be arrested and charged with the larceny of the $40 that was in the pocketbook. He pleaded not guilty before Judge Aspinall and then got bail. He then promptly jumped the bail bond.

A few weeks ago Marsten was recognized in St. Louis by Detective John Sullivan of Brooklyn. Marsten had been locked up on a charge of vagrancy. Assistant District Attorney Le Roy Ross was at once notified of Marsten's whereabouts, and the St. Louis police were told to hold him. Requisition papers did the rest.

DUVEEN BROS. TAKE BACK PLEA

Importers Strike a Snag in the U. S. Circuit Court,

Pleaded Guilty of Undervaluation Frauds, but Found District Attorney Wise Opposed to Leniency.

Although light punishment, mostly the imposition of small fines, has heretofore been imposed in the Federal Courts of this district, on self-admitted smugglers and merchants who violated the other customs law, the government has apparently decided to put a stop to systematic and extensive frauds by asking for severe jail sentences hereafter in such cases.

The intention of the government in this matter became apparent when Henry J. Duveen and Benjamin P. Duveen, members of the importing firm of Duveen Brothers of Fifth avenue, Manhattan, to-day, through their counsel, John B. Stanchfield, entered pleas of guilty to an indictment charging them with undervaluation frauds running into the millions, before Judge Martin, in the United States Circuit Court, in Manhattan.

Mr. Stanchfield after stating that the firm had made a cash settlement of $1,200,000 with the government, asked that his clients be let off with a nominal fine. This suggestion brought United States District Attorney Wise instantly to his feet, and in the course of the severe criticism he made concerning the defendants, stated that although rich men, they were "types of the low-down swindlers and smugglers" and should be sent to prison for long terms.

At the conclusion of the arguments made by the District Attorney and Mr. Stanchfield, which at times were quite bitter, Judge Martin deferred the passing of sentence in the case until to-morrow morning, so that he could consult with the other district judges concerning it.

Upon this announcement, Mr. Wise suggested that the Duveens having admitted their guilt, should be put in jail like ordinary offenders. Mr. Stanchfield pleaded that the men be paroled in his custody, and finally Judge Martin consented to the withdrawal of the pleas of guilty until the case comes before him again. He therefore allowed the Duveens to continue at liberty on the cash bail which they gave upon indictment.

Henry J. Duveen is under $75,000 cash bail, and Benjamin J. Duveen furnished $50,000 cash bail.

TERRY PLEADS NOT GUILTY.

Young Terry, a local boxer, who was arrested in a raid at the Whirlwind A. C. some weeks ago, and later indicted on a charge of ring fighting, was before Judge Fawcett this morning. Terry pleaded not guilty and was released on bail.

HOSPITAL A FIRE TRAP IN CUMBERLAND STREET

Dr. Fogarty so Describes It, Prendergast Agrees, and Suggests New Building.

PLANS WILL BE DRAWN UP.

Hearing Before Corporate Stock Budget Committee Discloses Condition of Old Structure.

Appropriations in the corporate stock branch of the Department of Public Charities engaged the attention to-day of the special committee of the Board of Estimate. Dr. Fogarty, the deputy commissioner in charge of those two boroughs, accompanied by delegation of women, was present to urge an appropriation which would cover the cost of a new building for the Cumberland Street Hospital. Commissioner Drummond had asked the board to appropriate $75,000 to purchase land adjoining the hospital to better the present conditions.

Dr. Fogarty explained that the building was not only a fire trap, but in a most deplorable unsanitary condition. It was entirely inadequate to meet the needs of the community which it served, he said, and the accommodations for the nurses were too small. For the $75,000, the city, he said, could purchase land with a frontage of 200 feet on Carlton avenue. Modern wings could be erected, and provision made for the demolition of the old building.

"I am familiar with the Cumberland Street Hospital," said Controller Prendergast, "and I agree that it is a fire trap. Why spend a few dollars now, when you will come here a year hence and ask for a large amount of money to erect a new building? Would it not be a better proposition to entertain an offer now to put up an entirely new building safeguarded in every respect?"

"You can charge it all to my modesty, Mr. Controller," said Commissioner Drummond. "I am aware of the financial condition of the city and hesitated to ask for a complete new hospital."

"Well as against a new municipal building for Brooklyn, which is to cost many thousands of dollars, I favor the building and improving of hospitals," said the controller.

Commissioner Drummond said a new hospital would cost $250,000. Controller Prendergast urged the commissioner to make application for that amount and submit plans. Several women were also present to speak for an improved Cumberland Street Hospital. The controller's declaration in favor of hospitals makes it clear that Brooklyn is not going to get a municipal building for several years to come.

KILLED A JUDGE AND COOK.

Nashville, Tenn., May 23—Judge David F. Barry of the Sumner County bench interfered in a quarrel between his cook and a negro named Sweat early to-day. Sweat killed the cook; then, turning the gun on Judge Barry, instantly killed him. A posse went in pursuit, and rounded up Sweat in a barn. He shot from a window, hitting Constable Barnes. The mob threatens to lynch the negro.

LEFT SISTER THE ESTATE.

The will of Phebe J. Tiebout, dated April 24, 1907, was filed for probate today. By its provisions the entire estate of the testator, valued at about $8,000, is left to her sister, Margaret B. Tiebout. A brother, William T. Tiebout, is named as the executor.

THE REALTY MARKET

Auction Sales To-day at the Real Estate Exchange.

BY JAMES L. BRUMLEY.

Caton av, s w cor E 17th st, 105.10x73.2. Gullan Ross, trustee, agst Fitch H Medbury et al; Henry A Ingraham, att'y, 189 Montague st; Edw A Freshman, ref. Sold to the plaintiff for $10,000.

BY THOMAS HOVENDEN.

Bay Ridge Parkway, e s, adj lands of Nathaniel Boyd, runs e 5.5 x e 151.9 x s — to 70th st, x w — x s 160 x w — x n — to beg. Montgomery Gibbons et al agst Arthur G Davis et al; Curtis, Mallet, Prevost & Colt, att'ys, 30 Broad st, Manhattan; Meier Steinbrink, ref. To be sold May 31.

BY WILLIAM H. SMITH.

Locust av, n s, near E 11th st, lot No 7, map of South Greenfield, 100x100.

Locust av, n s, lot No 6, same map.

Jno Whelan agst Julia Whelan et al; Henry M Cummings, att'y, 150 Nassau st, Manhattan; Edwin W Cooper, ref. Partition. Sold to James J Sullivan for $5,885.

Wallabout st, s s, 67 ft e Bedford av, 20x60. Henry L Mouninger agst Ida Solinger et al; Selley & Levine, att'ys, 215 Montague st; Geo W Martin, ref. Sold to the plaintiff for $600 over mortgage of $300.

Av U, n e cor W 5th st, 200x100. Christian H Schultheis agst Jno J Granger et al; Chas C Suffern, att'y, 203 Montague st; Wm S Shanahan, ref. Sold to the plaintiff for $1,100 over mortgage of $27,500.

Dean st, n e cor Sackman st, runs e 60.1 x n 107.2 x w 10.1 x n 27.2 x w 50 x s 134.5 to beg. Henry A Smith agst Angelo M Di Leo et al; Jas Moffett, att'y, 391 B'way; Francis J Sullivan, ref. Sale adjourned to June 6.

Franklin av, s w cor St Mark's pl, runs w 55.2 x s 77.8 x w 124 x n 123.2 to St Mark's pl x w 62.6 x e 157.9 x s w 11.7 x s e 22.10 to beg. Sold to Robertson King O'Berry for $50,000.

S 8th st, No 81, n s, 94 ft w Berry st, runs n 100 x w 18 x s 60 x w 1 x s 20 x e 20 to beg. Sold to the plaintiff for $4,500.

Gates av, n s, 235 ft e Tompkins av, 40x100. Sold to the plaintiff for $4,500.

Broadway, No 1329, n s, 76.5 w Linden av, 71.11x550 to Bushwick av. Sold to the plaintiff for $160,000.

Van Buren st, No 463, n s, 207.4 e Reid av, 18.2x110. Sold to the plaintiff for $5,800.

Dean st, Nos 985 to 991, n s, 175 ft w Franklin av, 75x110. Sold to the plaintiff for $6,500.

Stuyvesant av, No 173, n e cor Quincy st, 20x88. Robertson K O'Berry agst Sarah Kloppenberg et al; H F Lawrence, att'y, 40 Pine st, Manhattan; Chas H Kelby, ref. Partition. Sold to Frank J Carroll for $7,300.

Nostrand av, w s, 100 ft s Tilden av, 200x100. Caroline E Hall et al agst M D Construction Co et al; Jos J Speth, att'y, 34 Liberty st, Manhattan; Nicholas E Beijmann, ref. Sold to the plaintiff for $500 over mortgage of $25,250.

Pitkin av, n s, 27.6 e Elton st, 25x100. Walter Mathison agst Amelia Goldberg et al; J Wm Greenwood, att'y, 189 Remsen st; Chas Bradshaw, ref. Sold to the plaintiff for $1,000 over mortgage of $2,000.

13th st, n s, 182.10 e 3d av, 21.5x100. Edw A Everit agst Louise Hamilton et al; Geo W Pearsall, att'y, 48 Court st; Michael Furst, ref. Sold to Robert F Barton for $2,500.

Other Real Estate News.

For further real estate news see picture section.