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## THE WORLD: FRIDAY. DECEMBER 20, 1895.

## GENTLE JUSTICE GIVEN.

## Nellie Bly Listens to Trials by Magistrate Wentworth in Yorkville Court. KINDLY HEARING GRANTED ALL

Good Advice Instead of Punishment Bestowed Upon Discordant Families.

OF PRISONER3 FOR MERCY.

Who Turned Out Her Hus band, and a Mother Who Disowned Her Son.

Every wrong-doer is legally entitled to a public trial. New York police court trials are con-

ducted in secrecy. I sat among the spectators in the Yorkville Police Court yesterday morn-ing and lazily watched the proceedings. Prisoners were shoved up to the railing of the bridge and stood there, shifting from one foot to the other, while an officer, with his elbow on the bench held an inaudible conversation with the Magistrate. Then the prisoner would be loved away and another shoved into his place. I can go to a pantomime and under

stand what is taking place. I can under stand a word here and there of an English comic opera company and so form some conception of what I am behold

THE AUCTION SALE AT MR. TILDEN'S HOUSE.
THE AU

I explained also to the two young men I explained also to the two young men back of the bench. They were very kind and offered to show me the returns and to assist me as much as they could. That's one of the pleasant things in life-the consideration and kindness of strangers. I met it everywhere among men. I don't intend that as a slur upon women. I am willing to admit that they may be kind and considerate, but-not to each other.

A woman was crying to the Magis-ate. That was the first thing I heard the Yorkville Court. I didn't steal it." she wept, freely was just noidin' it up like this (hold g up a bloiter to illustrate) an' I was bin to pay for it. I'm an honest wom-jan'I don't need to steal boo-o-oh." "Are you a married man?" the voice I a clerk back of me broke in on the fring of the woman in front. "You'd

of a clerk back of me broke in on the crying of the woman in front. "Tou'd better be careful or you'll have your picture in the newspapers." "I wouldn't steal: I never was no shoplifter," continued to weep the wom-an. "They can't say they found any-thing on me. I just took up things to book at, an' I had money to pay for them if I wanted them." I had seen him come out, myself and knocked on that opens into the hall. "I keep on talking until she con herself," commented the second chind the bench.

in the case over until to-mor-the Magistrate, looking with said the Magistrate, looking very and immediately the prisoner's vanished and she followed her

Variabled and sue ionowen her err down the steps. officer dropped three little cheap on the bench, together with some re, and the boy down below the g looked up fearfully and then

m the officer's whispered

WITH WY HIS itine og h

THE AUCTION SALE AT MR. TILDEN'S HOUSE,

world. "Will you agree to give your wife \$4 "Will you agree to give your wife \$4 "Who's goin' to board me an' 'he child for \$4 a week?" the wife de-manded, sharply. "He pays four for his own board." "Must eat or ca-ca-ca-n't wo-wo"— "That's right," agreed the Magistrate. "Now suppose you give your wife \$5 to rooms, now you have work, and try to live together again. You .can take hold of him again?" "Can try it. I suppose," the wife agreed, not too joyously. "All that's wrong is the corner galoon," "Supplemented the Court. "Don't say you'll try. Say you will." Was the emphalic retort. "Now got away, and if everything isn't all right Inaxt Tuesday come in." Husband and wife turned without speaking and went down the steps. "Td like to hear how you get on." Mr. Wentworth called after them. Mirs. Day did not want to be a mother-in-law. She wrapped a big flan-nel shawl around her plump shoulders, placed a straw bonnet on her gif abby face, had her tall, lanky son brought "Your mother says you're a tough character. Day" the Magistrate. long bony fingers) was getting a glass of beer for himself and a friend. It is a case of exposure." "There were eight men in the barroom, and they all had their hats and coats on. Four were at the lunch-counter and four were playing cards," explained the policeman. "When I shoved the door open this man had a glass of beer in his hard and there was another on the bar, an' a comb that's used to take the foam off was lyin' beside it. I tasted both glasses that I found they were fresh beer, so I arrested this man." "Who was selling the beer?" de-manded the smart lawyer. "This is the man that had the glass in his hand," answered the policeman. "We concede that," snapped the smart lawyer. "But, Officer, will you swear that he sold, gave away or ex-posed for sale. Be careful, now! Ex-posed for sale. Be careful, now! Ex-posed for sale. Be careful, now! Ex-posed for sale as if he thought he had caught the policeman neatly, and the Magistrate removed his glasses and, catching them on his thumb, viewed the iwo contemplatively. "There was a man hanging around there that I know-Johnny Brogan-an' I kept my eyé on him. He was trying to get into the saloon, I thought, an' I had seen him come out, so I slipped in my eyé any careful and the glass that opens huo the hall. "Is it all right, domny? as we da yone inside"-----

mother says you're a tough er, Day," the Magistrate ex-"Your money," the Magistrate ex-character, Day," the keeping a woman who has two husbands." "I don't know as I'm a tough charac-ter, Your Honor," the son replied, slow-ter, Your Honor, "the son replied, slow-'Is it all right,

"I don't know as I'm a tough charac-ier, Your Honor," the son replied, slow-y. "I look on the woman as my wife." "He represented her to me as single," snapped Mrs. Day, closing her jaws as if that clinched matters. "The woman was married, Your Hon-or," Day explained, slowly. "and her husband divorced her. I always take her and try to treat her as my wife-her and try to treat her as loop as Yyo



Money. He hit me." And she showed a big, swollen place above her left eye. The "boy" was her son and she got the warrant. "I'm a hard-workin woman," was the

"I'm a hard-workin' woman," was the way the next woman announced her-self, tears and crape bonnet. "A woman came into my house an' called mo bad names, I want her arrested. T'm not a bad woman, an' I want you to show her."

dated Fruit-Jar Company. Court of Appeals Decides in His It leaked out yesterday that there was a stormy meeting of the stockholders of the Consolidated Fruit Jar Company, at Favor in the Allegod For-No. 49 Warren street, on Wednesday. The company's plant is at New Brunsgery Case. wick, N. J., where 1,000 hands are em-Of the 5.000 shares of capital, 2.452 are WAS SENTENCED TO SING, SING

MISMANAGEMENT, 13 CHARGED.

Among His Children,

AN EMERGENCY CAST.

Given Under Difficulties.

"Tristan und Isolde" was sung at the

ively Wrangle Between Opposing

It is Probable that the Indictment Against Him Will De Dismissed -Wiman Congratulated.

ERASTUS

ALBANY, Dec. 19 .- The Court of Apals to-day handed down a decision in the case of Erastus Wiman, charged by his late partners in the mercantile agency of R. G. Dun & Co. with forery. The Court sustains the opinion of he General Term of the Supreme Courl reversing the judgment of conviction nd sentence of five and a half years

and Mr. Wiman is a free man. The conviction of Mr. Wiman under Estate Valued at \$170,000 Divided Judge Ingraham a year ago last sum-mer, when he was sentenced, was re-(Special to The World.) COLUMBUS, O., Dec. 19.-The will of versed by the Supreme Court at its genral term last February, and it against this decision that the District-Attorney of New York appealed.

probable that the value of the estate will exceed \$170,000, During his later life it is estimated that Judge Thurman The points involved related mainly to what constitutes a partnership by participation in profits, and as there are gave to his children and sister at least \$100,000. By the terms of the will all of the real estate in Thurman and Deshler's addition to Columbus is divided among the three children-Allen W. Thurman. Mrs. Elizabeth McCormack, wife of Congressman McCormack, of New York, and Mrs. Mary Halilday, of California. All other real estate goes to the two daughters and to the children of Allen W. Thurman. A humber of minor bequests are made, especially of boooks from Judge Thur-man's excellent library. The citizens of Columbus will hold memorial exercises in honor of Judge Thurman to-morrow night. Addresses Will he made by Corn Mary Market thousands of business establishments that have employees thus compensated the case excited wide attention aside from the prominence and public service of Mr. Wiman. The defense of Mr Wiman was that he was erroneously convicted of the crime of forgery. The alleged errors justifying this view were: First-In the erroneous theory of the law applicable to forgery, upon which the case was tried and submitted to the

jury. Second-In the erroneous rulings in Thurman to-morrow night. Addresse will be made by Gov. McKinley, W. G Deshler, ex-Congressman Outhwaite and thers.

Second—In the erroneous rulings in the admission and rejection of evidence by the trial Judge. Third—In the Judge's charge to the Jury and his refusal to charge as re-quested. In form the 'indictment was for for-gery, but the trial abundantly disclosed. that the defendant was tried and con-victed not for forgery but for over-drawing his account with R. G. Dun & Co. Tristan," the Great Love Tragedy, Metropolitan Opera-House yesterday af-

ternoon under dispiriting condition There was a small audience present The cast was a makeshift affair, the result of coincidental illness on the par of several of Messrs. Abbey and Grau's stars. Mme. von Januschowsky sang Isolde

at three hours' notice. It was a broad intelligent, strongly dramatic effort marred only by the explosive voca

Linat the defendant was tried and con-victed not for forgery but for over-drawing his account with R. G. Dun & Co. Erastus Wiman, a year after he had been shut out of the firm of R. G. Dun & Co.-in which he had appeared as a periner for thirty years-was, at the in-stance of his late partners, arrested for the alleged forgery of an indorfsement on one of the checks of the firm which the cashier, under his direction, had drawn and he himself had signed. The amount of the check was \$5,000, and the payee's name indorsed thereon was E. W. Bullinger, with whom the house had business transactions. Wiman wrote his name underneath that of Bullinger, deposited it in his own bank and paid with the proceeds a note of oqual amount issued by an electric-light company which he had indorsed and in which he and his partner Dun were ighnity interested. At the trial in Juné; 1894, it was proved that Wiman had for ten years signed three-fourths of the checks of the firm in the transaction of a business sufficiently large to yield a profit of half a million a year. Hence no question arose in court as to his right to sign the face of the check had been drawn or deposited, had suffered any loss because of the fictitious indorsement. The main reliance for the prosecution was that by the articles of the associa-tion between Wiman and Dun he was not an actual partner, it being alleged in these articles that he had no proprie-tory right in the assets or receipts of the house, made the floctious indorse-ment completined of, it was admitted that it would have been impossible to fix upon him the crime of forgery. It was at the same time conceded that Wiman could not he convicted of the crime had he made the check payable to his order, or to the order of bearer, or had the proceed been used for the logitimate purposes of the business; or still further had his account with the firm hot been overdrawn. This overdraft, as its shown in seven

proved to militarion o private speculation o was caused by inju provad to have been not the result of private speculation or extravagance, but was caused by injudicious investments in outside undertakings in which Dun was jointly interested, and to sustain such investments Wiman expended his large income.

THE SEGRET Factions of the Dig Consoli-BEAUTIFUL Of the 5,000 shares of capital, 2,452 are held by people in New Brunswick. These recently became dissalisfied with the conduct of affairs and had an ex-pert go over the books. They declared at Wednesday's meeting that the ex-pert's report showed them that during cach of the five years beginning with 1890 the company nen behind and divi-dends were paid out of the surplus. The calef complaint of the surplus. The calef complaint of the New Bruns-wick recopie is made against H. C. Wisner, of New Brunswick, President of the company, and C. P. Buckley, a jawyer, of this city, Chalrman of the Finance Committee. Mr. Wisner, is now with an invalid daughter in Algiers. It is said that charges of conspiracy will be made in the courts in this city against some who, it is allored, have sought to freeze out the New Brunswick stockholders. CUTICURA Gold throughout the world. British depatr F. No. Sant & Sons, I. King Edwardst, London. Fort "HUG AWD CHEM. COSP., Sole Prom. Beston, D. S. A JUDGE THURMAN'S WILL.

Umbrellas.

the late Judge Allen G. Thurman was admitted to probate to-day. It is not probable that the value of the estate will exceed \$170,000, During his later life it is estimated that Judge Thurman gave to his children and sister at least ribbed,

\$2.75. Ladies' fine quality, pure silk, choice Natural Wood Handles, Silver Trimmed,

Silk Cases, \$3.75.

Fancy Handles in Dresden.

Silver deposited on Horn, Shell and Pearl, Colored Silks, \$3.75.

Men's Heavy Silk, 26 and 28 inch, Natural Wood Handles, Silver Trimmed, Steel Rods, heavy Silk Cases, \$3.75.

value \$20.0

CLOTHES GIVEN AWAY

FOR A SONG.

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FOR A SONG. Great Bargadus Are to Be Found 1n the Great Bankrupt Cloth-Ing Sale. Any person desiring a frait-class bargain in clothing - should - pay a prompt visit in 6 601 Broadway, between Houston mot Prince as the of the greatost clothing houses in the city has failed, and its incle, apprinted visit in 6 601 Broadway, between Houston mot Prince and Houshon streets, 11 consists of fine Winter, Suits and Winter Overcoats, Ulsiers and Trousers, for Men, Boys, Youths and Children, and it will be sold at 50 per cont, less than actual cost its the manufacturer. This is done to effect an immediate settlement with the creditors. 'The sale commences its manufacturer. This is done to effect an immediate settlement with the creditors.' The sale commences its more working at 8 o'clock and will continue for tan days. These are some of the bargains affered: Men's Melton Case, single and double breasted all wool Winter Stord and Yills in the breasted Sack Chevict and Cutaway Suits. In 74 different styles and shades, in the rough, Fibbel, plain and mixed Oxford and Yiluna styles, 17.85 regular rotail priof \$20. Men's Brailsh Diagonal breast Panta, Staberg, wills estails in a discre-in the Imported Anest fabries, such as Bright for states and index fulling and the fire in the Imported Anest fabries, such as Bright the Imported Anest fabries, such as Bright to vorkinanship and the vory best of trim-mings, all equal to custom made, indexily worth Say, and works and the stat at Ta Heers in dual undreds of the vory best of the very best vorkinanship and the vory best of the very best working and the stat at the fire Men Storm Coats and Ulsters, \$7.85, worth stat and undreds of other very best of the very best working and the vory best of the very best working and the vory best of the very best working and the vory best of the very best working and the vory best of the very best of an elegant Winter Overceats, at the vory discar-an we asy it will pay handsonniy all readers of the

C. C. SHAYNE, Furrier, 124 West 420 Mt. More offen evenings

For Harlemites.

James McCreery & Co., Twenty-third Street.

FLOODS IN CHICAGO.

Driven to the Upper Stories. CHICAGO, Dec. 19.-Rain has been failing for thirty hours, and in some portions of the city the situation is serious. In the suburb of Moreland

Ladies'

Scalloped edge,

25 cts.

Lord & Taylor, Broadway & 20th Bt.

Brentano's

\$18, \$23.75, \$32.50. (Largo sizes.) Lord & Taylor, KNABE Broadway & 20th St.



JUDGE RUMSEY'S NEW PLACE.

Said to Have Been Named Against

Platt's Wishes. ALBANY, Dec. 19.-Judge Dwight, who

was designated as one of the Judges of the Appellate Division of the Supreme Court, having been compelled by ill-health to retire from that position, Gov. Morton has assigned Judge Rumsey, who is of the Appellate Division of the

Fourth Department, to duty in the First Department. It is said that Gov. Morton was re-luctant to name Judge Runnsey because of a coolness between the Judge and Thomas C. Platt. Jadge Runnsey was the Republican candidate some years ago for a place on the Court of Ap-peals bench, but was defeated. The breach between Judge Runnsey and Mr. Platt dates from the time when Mr. Platt was securing the Indorsement of prominent Republicans of the State to his candidacy for Secretary of the Treasury in the Cabinet of President Harrison. Judge Runnsey was among those who declined to sign the petition. It is said that Gov. Morton was re-

A SALVATION WEDDING.

This account that as is shown in seven pages of the record of the case, was proved to have been not the case, was

"Poolish boy!" elaculated the Magis-"Poolish boy!" elaculated the Magis-rate, and the boy. with open mouth.

"Holish boy! elaculated the Magis-trate, and the boy, with open mouth, glanced up fearfully, "Hold you in \$300 ball for trial, Gen-eral Sessions," added the Court. The boy turned away, his head bent doarn

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there and I arrested the man who had the glass in his hand." "I was clearin' up, an' I was takin' a glass of beer for meself an' had one for a man as heiped me," the prisoner ex-plained, carefully guarded by the law-plained, carefully guarded by the law-ton't believe, you." Magistrate Went-worth exclaimed emphatically. "I don't care; you can call witnesses, twenty of them. If you will, and I'll have to dis-miss the case on their testimony, but all the same, I don't believe you." "Here's a. witness, Your Honor," the lawyer chimed in gleefully, and the hardest-looking "bum" one would see in a davis travel was showed forward

"I want a warrant on them. They must see if they can call their betters names," she continued, weeping vigor-ously. "I'm a widow woman wid a second husband. Another thing, I know my husband will get into trouble wid dem."

Nearly two thousand fellow-soldiers witnessed the ceremony. On the plat-form were Brigadier Bwans, Col. Badie, Major Morris, Staff-Captains Walker, Dunham, McFarland, Ghenn and Gaygie, and Ensigns Connor and Crawford. The ceremony was performed by Com-mander Ballington Booth. Major Mar-shall, the song writer of the brigade, had an original song for the occasion. Both the Adjutant and the Captain. have been in the army about five years.

PIANUS New Artistic Styles In Rare Fancy Woods. Also five assortment of slightly used KNABB Grands, Uprights and Squares fully warranted, at a liberal reduction from original price and second-band piance of other makes at all prices, for cash, of on monthly instalments. 148 Fifth Avenue.

but from this he was immenately re-leased by Judge Barrett by a certificate of reasonable doubt as to the justice of the proceeding. This carried the case to the Supreme Court, which at its General Term in January last affirmed Judge Barrett's position and in an elaborate opinion by Judge Van Brunt ordered a new trial. Judge Tollett dissenting. Against this opportunity for a rehearing granted to Wiman the 'District-Attorney carried the case to the Court of Appeals, which has now confirmed the action of the General Term in reversing the convio-tion. Under this decision it is supposed the indictment will, he dismissed, as the District-Attorney announced that should the decision of the Court of Appeals be favorable to Mr. Wiman the case would be abandoned. Mr. Wiman was at the house of his son last night, where he received many congratulatory messages from friends all over the United States and Canada. Regarding the favorable decision, and as this is the third consecutive reversal by higher courts of my conviction. I am well satisfied. I understand that the District-Attorney said we was in an the Court of Appeals in my favor, and now that such is the District-Attorney said he would abandon any further action in the case if the District-Attorney said he would standon in favor and now that such is the District-Attorney is meded. "Since the beginning of the case I have devoted very little attention to any business, but now I hope to become as sociated with some of my original plans for extensive improvements on. Staten Island, priceipally in promoting the electrical developments in proving the water fronts and increasing the, harbor facilities now so greaty needed."

Handkerchiefs. Initialed, Hemstitched; and Embroidered with

LONG BRANCH GAMBLERS.

John Daly and Bob Stater Each

Muleted in \$500. FREEHOLD, N. J., Dec. 19.—John Daly and Robert J. Slater, both at whom

Daly and Robert J. Slater, both at whom own "clubs" at Long Branch: were ar-raigned in court here this morning and obarged with conducting disorderly houses Both pleaded, guilty, and were fined 500 and costs each. They paid their fines. The Prosecutor also asked for a rule by show cause, why the floomess of about wenty saloon eseners of Long Branch, who recently pleaded guilty to esting floure on Bunday, should not be revoked. Fedinas for a Carpenter, Gasels (c.The World). OPEN EVENINGS. Broadway and 16th St. "DON'T BE CROSS." SA. GREAT TUNE SA. GREAT TUNE

(Roppial to The World.) NEW HAVEN Dec. 18-David J.