

NEW BRUNSWICK, N. J., everything considered, the best city to live in now New York.

# THE DAILY HOME NEWS

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THE WEATHER. Fair and much colder to-night; Tuesday, fair. Temperature at noon 44.

Thirty-second Year.

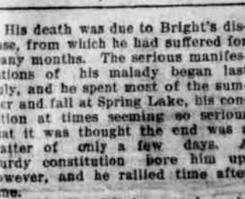
New Brunswick, N. J., Monday, Afternoon, January 30, 1911.

Twelve Pages—2 Cents.

## ROBERT ADRAIN IS DEAD

### Brilliant Lawyer, City Attorney and Ex-Senator, Expired To-Day After a Long Fight With Mortal Illness—Had a Distinguished Career.

City Attorney Robert Adrain, for years justly regarded as one of the most brilliant members of the New Jersey bar, passed away about 10 o'clock this morning, in his 58th year, after a long and brave struggle.



Robert Adrain.

His death was due to Bright's disease, from which he had suffered for many months. The serious manifestations of his malady began last July, and he spent most of the summer and fall at Spring Lake, his condition at times seeming so serious that it was thought the end was a matter of only a few days. A sturdy constitution bore him up, however, and he rallied time after time.

Late in the fall he was brought back to New Brunswick, going to the home of his father-in-law, William Rowland, of Hamilton street, where he remained until the end of this morning. He passed peacefully away, completely exhausted having at last claimed him.

He was attended throughout his illness by his physician and close friend, Dr. P. A. Shannon. Dr. Dearborn, a New York specialist, also visited him several times.

Mr. Adrain is survived by his widow, the daughter of Mr. Rowland, and one son, Robert, Jr. He was twice married, his first wife having been a Miss Beckman, of New York, who died many years ago. He also left a stepdaughter, Mrs. Edward Koch, of New York.

A DELTA PHI

Mr. Adrain was not a lodge or club member. His only connection of this sort was that he was a resident member of the Delta Phi fraternity of Rutgers College.

Mr. Adrain's funeral will take place Thursday or Friday, the exact time not having been set. Herbert & Moke are the undertakers.

Mr. Adrain was distinguished for his brilliant oratory and ready wit. As a trial lawyer he had few, if any, superiors, and as a political speaker he was always in demand. He was not particularly fond of stump speaking, however, and of late years did very little of it.

He was hearty and whole-souled, one of the most jovial of men. Yet some who approached him thought him austere and distant. This was merely a mannerism which he delighted to assume, and would cast off on the slightest provocation and resolve into his natural self.

In the Senate case of 1894 Mr. Adrain, by sheer personal force held together a "rump" several members of which were quite certain they were in the wrong, and actually got some notable lawyers and newspapers to support what was clearly an untenable position. But when the court decided against him he yielded with the utmost grace.

Few politicians of recent years have been so acrimoniously attacked as was Senator Adrain during his last term at Trenton. But he never appeared to mind. He had the happy disposition, and looked upon an attack as a curious and interesting thing which possibly afforded him more entertainment than an equal amount of praise.

He was a lover of fine horses, and for years drove some of the finest teams known in this section. He took up the bicycling fad quite early, but it was only within the last year or two that he succumbed to the fascination of the motor car. Yachts, also, appealed to him, and every summer found him at some time or other down on Barnegat Bay, usually accompanied by James M. Parsons, who was probably his most intimate friend.

IN NOTABLE CASES.

Though, as already stated, a brilliant barrister, and truly fond of his profession, Mr. Adrain disliked the courts, and found office practice much more to his taste. It was in

## AVIATOR ALMOST GOT TO CUBA

### After a spectacular flight over the city, the roofs of whose buildings were black with people, McCurdy started for Cuba, flying well and at good speed. Torpedo boats were stationed along the course traversed by the birdman. The smoke from the boats, which were about ten miles apart, guided McCurdy in his flight, and the wireless operators were instructed to report the progress of the flyer.

At 8.14 a wireless reported McCurdy passing the destroyer Roe, 22 miles out, and his machine working well.

When almost within sight of Havana and the achievement of the greatest over-water flight in the history of aviation, Aviator McCurdy met with disaster, his machine falling into the water ten miles off the Cuban coast, after covering 100 miles of his flight. McCurdy was picked up by a torpedo boat and brought to Havana. The fall of the plane was caused by the motors stopping when the supply of lubricating oil was exhausted.

Steve Botcher, of Milltown, out for "Good Time," is Relieved of \$104 in Burnet Street Alley—Small Fortune Soon Gone.

Steve Botcher, of Milltown, is down to his last cent to-day. Saturday he had a roll of money amounting to \$10, which he had accumulated through hard work during the last month. Saturday he decided to come to the city for a good time.

Late Saturday night he got in tow with two colored women on Burnet street. The women lured him into a dark alley, and during the conversation between them Botcher's pocket was picked of the \$104. After securing the money the women ran down the street and escaped.

Now Botcher wishes he hadn't decided to have a good time.

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## COURT ADJOURNS IN RESPECT TO ROBERT ADRAIN

### Judge Lyon Adjourns Quarter Sessions Upon Hearing of Ex-Senator's Death—Prosecutor Booraem Eulogizes the Deceased—Committee to Draft Resolution.

The Quarter Sessions Court, which had been sitting this morning, was adjourned this afternoon by Judge Lyon as a mark of respect to ex-Senator Robert Adrain, former prosecutor of this court, who died this morning.

The case of Louis Pelagrino, of Perth Amboy, charged with illegal selling, was to have been moved at 1.40 this afternoon. When the court opened Prosecutor Booraem instead asked an adjournment.

"During the trial this morning," said Mr. Booraem, "there came news, afterwards confirmed, that the bar of this county had lost one of its most brilliant members.

"I refer to ex-Senator Robert Adrain, who has died after a lingering illness.

"He was not a man of great age. Indeed, he may be called one of the younger members of the bar. Yet his practice extends back so far that we remember him as a counsellor at law when we were law students. It is nearly 35 years since he was admitted to practice. His practice extended over a wide field. There is not a court in the State in which he had not appeared, and even the Supreme Court of the United States had frequently heard him.

"He was always genial and pleasant and had a kind word for everyone. In all the turmoil of battles in court, I do not think that Robert Adrain ever left this room with a feeling of resentment against anyone.

"I feel that it is fitting that this bar should pay some tribute to him. My motion is that the court appoint a committee of three or more to prepare suitable resolutions to be presented next Friday and have them entered upon the minutes of this court, and that the court discharge the jury and adjourn for the use of respect."

Senator George S. Sizler seconded the Prosecutor's motion, and Judge Lyon, after stating that he heartily concurred in what had been said of Mr. Adrain, granted the motion, adjourning court until Wednesday.

The committee to prepare the resolutions was named, consisting of Prosecutor Booraem, Senator Sizler and Former Senator James H. Van Cleef.

Other lawyers present were Frederick Weigel, Schuyler Van Cleef, Charles C. Hommann, Thomas Brown and Peter A. Peterson.

Mr. Adrain was a member of the House Wrecker's Suit Tried To-Day

In the District Court this morning Judge Hicks heard argument in the suit of Alexander Kane, a lumber dealer and house-wrecker, against George Witt, the liverrman. The suit was based on a bill for lumber furnished Mr. Witt, and was for a balance of \$69.95.

Ex-judge Cowenhoven represented Mr. Kane, while Arthur V. Schenck appeared for Mr. Witt. Judgment was given in Mr. Kane's favor for the sum of \$69.95.

Judge Hicks this morning filed his decision giving the Metuchen Realty Company judgment against Paul Vansco, in a suit on contract which was argued several weeks ago. Decision at that time had been reserved.

Joseph Wantoch was given the verdict in the suit brought against him by the Fifth Avenue Library Association, and argued on Jan. 5. John A. Coan was counsel for the defendant.

"THE FORTUNE HUNTER" FOR NEW BRUNSWICK

To-morrow the Home-News will begin the publication of a serial story, "The Fortune Hunter." Don't miss it. You will say that it is one of the best stories you ever read. Mark our prediction.

SPECIAL IN FLOUR AT RENG'S MARKETS

In order to give the public a good opportunity to try Daniel Webster flour, we have cut the price during this week's special. Ask about it. There is no better flour on the market. Specials in meats, vegetables and groceries. Reng's Markets, 59 Hiram street and 252 George street. John Reng, prop. Jan 30-11

F. O. E.—EAGLES' BALL—F. O. E.

Monday, Feb. 6, Columbia Hall, 8-2. Music by eight-piece orchestra. Tickets, lady and gentleman, \$1.00; extra lady, 50c.; to be had at Jacobs Brothers', Church street, or members. Are you going? Answer, Yea! Jan 30-11

NEW YORK MESSENGER.

On account of change in train service, L. W. Seaman will leave New Brunswick daily at 9.55 a. m., Saturdays 8.32. The securing of New York theater tickets a specialty. Residence, 108 Church street; telephone 365-R. d27-3m

SEVEN-PASSENGER PACKARD for winter hire. Large, warm and comfortable. The Williamson Garage. n21

## MANY WANT HIRAM ST. PAVED

### Michael Frankel, the energetic Hiram street merchant, reports he has secured about 40 signers to his petition to Common Council to have Hiram street, between Dennis and Burnet streets, paved in a more up-to-date manner. The stretch contemplated improved is only a matter of a few feet, but is much travelled.

The petition will be presented to Council on February 8, and favorable action is anticipated.

## JOS. O. SEELE DIED SATURDAY

### Well Known Barber, in Business Here for 32 Years, Passed Away Saturday Night at Age of 49—Funeral Wednesday.

Joseph O. Seele, who for 32 years conducted a tonsorial parlor at 40 Church street, passed away Saturday night at 11 o'clock, at a Trenton Hospital, following an illness of 31 days. Death was due to Bright's disease. He would have reached the half century mark next September.

Mr. Seele came to this city from New York, where he was born, and shortly afterwards purchased the mentioned shop from Nelson Hammell, who had acquired the property under peculiar circumstances. Mr. Seele learned the trade in the city, under Barber Driscoll, who will be recalled by many old-timers.

The deceased was possibly the best known barber in town and had many friends and patrons. His place of business was a mecca for newspaper men and daily visited by such. No words can express the worth of the deceased and the esteem in which he was held by his fellow men.

Mr. Seele is survived by two sons: Clarence, of Lincoln avenue, and Ernest of Baritan avenue, Highland Park. The former is employed by Stewart & Clayton, the Church street outfitters, and the latter by Johnson & Johnson. Mrs. Seele, who was Miss Ella Rhoades, of this city, died about four years ago.

He also is survived by a sister, Mrs. Annie Hussner, of New York City.

The funeral will be held Wednesday afternoon at two o'clock, from the residence of his son, Clarence, Rev. N. A. Merritt officiating. Goodwill Council J. O. U. A. M., of which the deceased was a member, will attend in a body. Undertaker Quakenbush has charge.

OTHER ARRESTS.

Saturday afternoon Beno Ryan was arrested. He was creating a disturbance on Albany street. Officer Bates came along and arrested him. Ryan usually is very gentle. But he was just the opposite on Saturday, put up a fight against being arrested by an officer not in regulation uniform. Officer Bates was not on duty at the time. He received 90 days in jail.

Mary Temesson, her husband and William Jeffries, a colored man, furnished another fight on Burnet street. Mary was in company with the colored man when her husband came along. He protested gently against it, and a fight followed. High was reprimanded, and Mary sent to jail for 90 days, while Jeffries, who has made a practice of keeping company with certain white women, was fined \$25. He paid the fine after getting a look at the inside of the jail.

Matthew J. Rickey, who says he is a moulder from Philadelphia, was arrested on Albany street yesterday morning by Officer Boice for begging. He got 90 days.

Benjamin and Bertha Hendon were arrested on Saturday afternoon on a grand larceny charge made by John Wortman. They were released.

## MISS McCALLUM BREAKS ARMS AGAIN

Miss Olive McCallum, the 12-year-old daughter of Mr. and Mrs. James B. McCallum, of 32 Union street, Railway, formerly of this city, broke her left arm for the second time in three months last week. She slipped while coming down the steps of her home.

Miss McCallum had sent her daughter to a nearby store on an errand, and in falling heavily to the ground, striking on her left side and arm, breaking the latter about halfway between the wrist and elbow. The fractured member was promptly set by Dr. F. W. Sell, of Railway, and the little miss is resting comfortably. She is a student at the Railway High School and daughter of an instructor at the New Jersey Reformatory.

## SEARS ON TRIAL FOR MURDER

TRENTON, Jan. 30.—John Sears, a half-breed, at one time a member of Company D, of New Brunswick, was placed on trial before Justice Keed, in the Mercer court house, to-day, for the murder of the Rev. Amzi L. Armstrong and his wife, Annie, at Dutch Neck on Thanksgiving evening.

The court house could not accommodate half the crowd that wanted to hear the trial, and about 500 persons were unable to gain admission. Most of the members of the Dutch Neck Presbyterian Church were present, and the court room was half filled with women.

Sears is being defended by John A. Montgomery, of Trenton, and Prosecutor Wm. J. Crossley is conducting the State's case.

Sears is in a nervous condition, and is beginning to realize his position. The principal witness to-day was Enoch Coleman, a neighbor, who told of being awakened by Sears, and of the finding of the two bodies. The case will last several days.

"EVERY LITTLE MOVEMENT," THE BIG HIT.

All the music for "Madame Sherry" may be had at MONTALVO'S at one-half of marked prices. If you want to keep up to date, secure some of this new music. Jan 23-11

OUR SAUSAGE is fresh. We make it every day. It's seasoned with good, pure spices, and all pork. Try a pound. Baier's Market, 25 Albany street. Tel. 617-J.

## POLICE OFFICERS WIN SATURDAY NIGHT FIGHT

### "Buck" Donnelly and "Matty" Smith Are Subdued After Bloody Battle—Start Scrap and Resist Arrest—Fights and Arrests Galore.

The police department was kept busy Saturday night and Sunday with the result that Hotel Quakenbush is well filled. Many more such nights, and it will be necessary to erect a new jail.

Probably the most exciting affair of the night was the fight in which James or "Buck" Donnelly and "Matty" Smith were the leading actors. The two were standing on the corner of Albany and Neilson streets, and about 10 o'clock started to mope up things with two Sixth Ward boys. A fierce fight followed, in which Thomas Reilly, of the Sixth Ward, was knocked out by Donnelly. He was so badly done up that he was taken to his home in a cab, where he later recovered. He was in no way responsible for the fight, Donnelly and Smith making the attack upon him and his partner without any cause.

Officer Robinson was soon on the scene and stepped into the fight, and started to arrest Donnelly. Smith came to his partner's aid, and in the fight that followed, Donnelly managed to get away. Officer Robinson then turned his attention to Smith, "Matty" put up a great battle, but Officer Robinson subdued him after a bloody battle. Smith was hustled into a butcher wagon and hurried to headquarters.

After Donnelly managed to get away, he ran up Albany street. Officer Bates was nearby and gave chase and finally caught him. He was hustled to the police station also.

The fight attracted an immense crowd, which followed the victorious police officers to the police station in a body.

They were arraigned yesterday, and Recorder Houghton sent them to jail for six months each.

"BUSTER" WAS IN ALREADY.

The reason "Buster" Smith, who is a brother of "Matty" Smith, and Donnelly's side partner, was not in the fight, is that he was already locked up in the coop. He was arrested on Dennis street by Officer Dewar just half an hour before the fight. He too received six months in jail.

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## Henry M. Nevius Dead at Red Bank

### Red Bank, N. J., Jan. 30.—Henry M. Nevius, a lawyer, war veteran and former commander in chief of the G. A. R., is dead at his home here.

He died from paralysis, with which he was first stricken two years ago while attending the national encampment at Salt Lake City as grand army chief. He was seventy years old.

Senator Sizler argued the motion for Mr. Holm's discharge and advanced two contentions, both of which were upheld by Judge Lyon. Counsel for the defendant held that the statute of limitations governing such prosecutions had expired as Miss Johnson had sworn to making a demand upon Mr. Holm for her money in 1907. The statute of limitations calls for a prosecution within two years after a demand has been made, and a compliance therewith refused.

Senator Sizler also maintained that the money given by Miss Johnson to the defendant, Holm, had simply been in the form of a loan, whereas the indictment charged that Mr. Holm had embezzled the funds while acting as Miss Johnson's bailie and agent. Counsel declared that Mr. Holm has invested the savings of the Swedish woman, and will at the first opportunity, repay the amount loaned him, with interest thereon.

Prosecutor Booraem opposed the motion, and said that while the first demand made for a return of the money was made in 1907, there had been at the time no refusal to comply therewith, but rather a promise to return the trust funds as "soon as possible." Mr. Booraem also held that the money given to Mr. Holm's keeping had been entrusted to him as an agent, and declared that the defendant, throughout his transactions with Miss Johnson had occupied the relations of a bailie with her.

In ruling on the motion Judge Lyon held that the testimony of the chief complaining witness established the terms of the contract as set forth in the book given her by Mr. Holm, and admitted in evidence.

"This testimony," said Judge Lyon, "shows the money to have been advanced with the expectation of interest being paid thereon, and would seem conclusive." The statute of limitations was also held by Judge Lyon, to have expired, and he accordingly ordered Mr. Holm discharged.

Holm is a steamship agent in Perth Amboy, and it developed at the trial that he was doing a private banking business too. "He said he would take care of my money, just as he had done for other servants," Miss Johnson declared.

Prosecutor conducted the case for the State. Holm's counsel is Charles C. Hommann, of Perth Amboy, associated with whom is Senator George S. Sizler.

QUICK JURY DRAWING.

The case broke a record in jury drawing. There was not a single challenge, which is probably unprecedented in an important trial in this court. In the

(Continued on Page Three.)

## MILLTOWN IS AROUSED BY 3 REVELERS

### New Brunswick Men Smash Windows and Heads and Defy the Entire Borough—Sent to Jail By Justice Headley.

MILLTOWN, Jan. 30.—A lively time was the result of a marathon race from New Brunswick to South River on Saturday night. Fred Stankbiefeld, Harry Cathcart and Frank McCormick, of New Brunswick, after completing the distance in no-record time, decided to give Milltown the advantages of their presence on the return trip.

They had probably learned that the town supported no cops and as a result determined to paint the town red. Several hotels were visited and the men gradually warmed up to their duty. The windows of "Hotel Marguerite" disappeared from the sashes and this started the ball rolling.

An innocent Frenchman, who made the startling discovery that he had musical ability, attempted a song and was immediately knocked unconscious by Stankbiefeld.

MAYOR RICHTER ARRIVES ON THE SCENE.

Some one had notified Mayor Richter and Marshal Lins, and they appeared on the scene to keep the peace. The Mayor expostulated with them for some time, and when the car came, bound for New Brunswick, the trio attempted to board it.

The presence of a dog, belonging to Engine Company No. 4, who had made the run with the men, was a drawback to the trip at the time. Conductor Dunlap refused to allow the dog on the car, at which one of the men made a pass at the conductor which was blocked by Jacob De

(Continued on Page Six.)

## FURNITURE OF HIGH ARTISTIC MERIT

Nowhere in this city can so large and fine an assortment of really artistic furniture be found as at our store. Our showing is complete and includes many styles. Nowhere else are prices as moderate for furniture of real quality. Come and look our stock over. Repairing and upholstering. Mayo & Volkert Furniture Co., 1 Paterson block. Jan 6-11

## FOURTH AND LAST WEEK OF THE JANUARY FINAL SALE

Free Delivery. This, the final week of the great January Sale, will be notable from a saving standpoint. Many odds and ends of Furniture and Furnishings have received extra price cuts to facilitate matters. There are many useful articles in this list. Repairing and reupholstering. Telephone 633. EDWARD HINGHER. 123-11 116-122 Neilson Street.

## SEALSHIPT

Oysters are honest oysters. We buy solid oysters from the shippers; we sell solid oysters to you—no melted ice known as liquor. They never fail to satisfy. Baier's Market, 95 Albany street. Tel. 617-J.

## WHITE LEGHORN EGGS

delivered fresh daily. J. B. Gibb, Livingston Park Poultry and Squab Farm. Jan 28-31

## STATE'S CASE AGAINST HOLM FAILS

### Judge Lyon Rules That Time of Statute of Limitations Had Expired—Contention of Counsel For Defense That Money Entrusted to Holm Was a Loan Also Upheld.

Ex-Consul John P. Holm, of Perth Amboy, was discharged this morning by order of Judge Lyon, at the conclusion of the State's case, alleging embezzlement of trust funds belonging to a Swedish woman named Caroline Johnson.

Senator Sizler argued the motion for Mr. Holm's discharge and advanced two contentions, both of which were upheld by Judge Lyon. Counsel for the defendant held that the statute of limitations governing such prosecutions had expired as Miss Johnson had sworn to making a demand upon Mr. Holm for her money in 1907. The statute of limitations calls for a prosecution within two years after a demand has been made, and a compliance therewith refused.

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