

WALTER REFUSES TO MEND STREETS; LYNCH ASSERTS HE'LL HOLD UP \$3,750 PAY

Asphalt Repair Contractor and City Highway Commissioner Have An Open Rupture When the Former Says He Will Ignore Notice to Resume Work on the Thoroughfares Tomorrow

DECLARES HE HAS FILLED CONTRACT

Walter Maintains That Repairs Becoming Necessary in Winter Just Past Are Not Included in Agreement Covering Fiscal Year, 1914—Lynch Insists Contract Is in Force Until April 1, and Says City Will Proceed on the Bond If Walter Doesn't Do Work

An open rupture between City Highway Commissioner William H. Lynch and Charles P. Walter, who has the contract to do the asphalt street repair work, developed to-day when Walter emphatically declared that his contract with the city has closed and that he will not do any further street repair work under the contract as ordered by Lynch.

The Highway Commissioner simultaneously announced that his ten-day notice to Walter to begin at once repairing city streets becomes effective tomorrow and that unless the contractor goes on with the work "the city will proceed on the bond" and Walter's claim for \$3,750 for one-quarter installment of the \$15,000 annual contract price which has not yet been paid to him, will be rejected.

The five-year contract with the city entered into in 1910 with Walter for the latter to keep the asphalt streets in repair in consideration for which he was to get \$15,000 annually, ends on April 1, next, according to Lynch, and the contractor and the Highway Commissioner now are at odds on the question of what constitutes a year's work.

Walter Says Work Is Completed
Walter takes the ground that his share of the work for the fiscal year, 1914, has been completed and that notwithstanding the fact that the contract officially will not expire until April 1, he is not required to do anything more. Since he has been paid but three quarterly installments on the last year's work, he said, he has made claim for the balance, or \$3,750.

Lynch and other city officials maintain, according to the Highway Commissioner that Walter is in duty bound to go on with the work of repairing street defects immediately after the expiration of the usual ten days' notice to get on the job. That ten days' notice expires to-morrow. Lynch says Walter cannot be released from his contract until he completes the unfinished work, which the Highway Commissioner in a notice sent out on February 20, has called upon him to do.

"He has agreed by his contract to keep the streets in repair and begin the work each year when ordered to do so by the Highway Department," said Lynch. "He has been given the proper notice and unless he goes on with the work we will be obliged to proceed on his bond."

"Will be paid the quarterly installment of \$3,750, which he claims is yet due him?" Lynch was asked.

"No, sir. He will not get that un-



HIGHWAY COMMISSIONER LYNCH
Says Contractor Walter Must Repair Streets or Lose \$3,750 on Contract

less he restores to good conditions those streets that now are out of repair," Lynch replied.

Statement by Walter
The contractor let it be known this afternoon that the break between him and the Highway Commissioner occurred several days ago, or when Walter raised the contention that his work for 1914 was finished last fall.

"It has been the practice," Walter said to a Star-Independent reporter to-day, "to begin the street repair work in May of each year and finish it in the fall. That was considered a year's work and I was paid regularly in quarterly installments, the first in July, the second in September, third in January and the last in March.

"It was generally understood that the city's asphalt repair plant would be in operation by April 1 of this year, and since my work ordinarily never did start before the first of May, there would be nothing for me to do.

"Officially I have had no notice to go on with the work this year. I cannot understand what became of Lynch's letter if he did write me, but I will

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POSTAL AND INDIAN BILLS NOT PASSED

Two of Principal Appropriation Measures Fail as Congress Adjourns Sine Die

BOTH HOUSES QUIT AT NOON

In Lower Branch Last Hour Is Devoted to Paying Tributes to Speaker Clark, Representative Underwood and Republican Leader Mann

By Associated Press.
Washington, March 4.—At 12:04 p. m. the Senate adjourned sine die.

At 12:18 p. m. the House adjourned sine die, although the House clock had been turned back to noon.

Washington, March 4.—Congress showed an unexpected burst of speed and practically finished its work to-day in the early hours before the time of adjournment.

Two of the principal appropriation bills, the postal bill and the Indian bill, failed at the last moment and joint resolutions were passed extending the current appropriations for the Postoffice Department and the Indian Bureau over the next fiscal year.

The House, cleaning its slate before 10 o'clock, settled down to wait for noon. Democratic Leader Underwood, making his last speech on the floor—before he goes to the Senate in the Sixty-fourth Congress—declared the House had done its work and it would not be the fault of that body if the government's finances were not cared for.

President at the Capitol
The Senate, after conferring with the House extension of the postal and Indian appropriations, went into executive session to work on nominations. President Wilson went to the Capitol at 10 o'clock and promptly began signing the accumulation of bills and resolutions. All hope of passing the ship bill, the Philippine bill or the con-

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GERMAN NATIONAL BANK GOES UNDER

Institution Identified With Pittsburgh Brewing Co. Fails to Open Doors To-day

FAILURE IS LAID TO PROHIBITION

Local Option in Ohio and West Virginia's Going "Dry" Said to Have Made Large Inroads on Brewing Company's Business

By Associated Press.

Pittsburgh, Pa., March 4.—The German National bank of Pittsburgh, did not open its doors for business at 9 o'clock this morning. A notice on the door said it had been closed by order of the Controller of the Currency.

Officers and directors of the German National are prominently identified with the Pittsburgh Brewing Company, whose securities recently have suffered heavily on the Pittsburgh Stock Exchange because, it was said, the enactment of prohibition laws in West Virginia and the extension of local option in eastern Ohio territory, in which the brewing company formerly did a large business.

Had Deposits of Over Five Millions
The German National was organized in 1904 with a capital of \$500,000, and on December 31 last reported deposits of \$9,024,923. Its surplus and undivided profits on that date were \$34,265. Its dividend rate was 12 per cent. annually.

A. A. Fraumeni, vice president of the bank is a director in the Pittsburgh Brewing Company, and E. J. Vilsack, a director in the bank, is vice president of the brewing company. The German National was one of the member banks of the Pittsburgh Clearing House Association.

Little excitement attended the closing of the institution, although a large crowd gathered in front of the banking house soon after the notice was posted.

No Promise to Depositors
J. P. W. Eversmann, cashier, issued a statement in which he said the directors last night went over the business of the institution carefully and

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STATE'S DEPOSIT OF \$140,000 SECURED BY A BONDING CO.

Banking Commissioner Smith was advised early to-day of the failure of the German National bank, but, as it does not come under his jurisdiction, he had no interest in it, except to notify his examiners in the western part of the State to keep a close watch on any State institutions that the failure might affect.

The State had a deposit of \$140,000 in the German National, but it is secured by a bonding company to the extent of \$200,000, and the State will have its money intact by next week, said the Commissioner.

HARRISBURG MAN DRUGGED

Youth Who Takes Powder From Strangers Is Found in Freight Car in Weakened Condition

(Special to the Star-Independent.)
Hagerstown, Md., March 4.—Suffering from the effects of some unknown drug and almost unconscious from exposure, Roy Sanger, 21 years old, of Harrisburg, Pa., was taken from a Western Maryland freight train yesterday and hurried to the Western Maryland hospital, Cumberland, Md. He suffered hallucinations from the effect of the drug which he said was given by some unknown person.

Sanger said he boarded a freight train in Hagerstown in the morning with the intention of going to Cumberland in search of work. He said while in Hagerstown he met two men who were also looking for work and left on the train with him, taking refuge from the cold in an open box car. Shortly before reaching Hancock, he said, one of the men, who had but one arm, offered him some kind of powder, telling him it would protect him from the severe weather.

He said that when the train arrived at Hancock the two men who were riding with him jumped out the door and escaped. Shortly after leaving Hancock he was seized with severe pains and his tongue became so numb that he was speechless.

Just before reaching Cumberland he was discovered by the members of the train crew, who had him removed to the hospital. At the hospital last night his condition was said to be improved and it is thought he will recover.

The name of Roy Sanger does not appear in the Harrisburg city directory.

Night Watchman Held for Court
J. F. Lingle, a night watchman for the Pennsylvania Railroad Company, was held under \$300 bail at a hearing before Alderman Hoover last night, charged with attempting to rob a foreign trackwalker. The arrest was made Monday by Captain Barclay and Lieutenant Rote, of the railroad police force, who said that the alleged hold-up occurred near Flickinger's crossing, west of Lucknow station, February 20.

TAYLOR TO ASK FOR MORE MONEY FOR RIVER FILL

Wants From 3,000 to 5,000 Cubic Yards in Addition to Original 15,000 Contracted for—Only 500 to 1,000 Yards Dislodged by Flood

Park Commissioner Taylor let it be known to-day that he will ask the City Commission at the meeting next Tuesday to grant him an addition appropriation with which to obtain between 3,000 and 5,000 additional cubic yards of dirt to use in making the fill along the Front street river bank, between Maclay and Calder streets. The original contract called for 15,000 yards to be dumped there but part of the earth delivered under this contract was washed away by the flood last week and, it is now held by Taylor that even if there had been no wash out more than the original 15,000 yards would be needed to complete the fill.

Under the first contract with the Brown-King Construction Company, which is grading the site of the proposed Pennsylvania Railroad freight station south of Mulberry street, the City was to get 15,000 cubic yards of dirt, thrown over the river bank, for \$4,000 or at the rate of twenty-six and two-thirds cents a yard.

As much additional dirt as may be necessary to complete the fill can be obtained at the same rate, and it is under that provision of the contract that Taylor expects to get the 3,000 to 5,000

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GIVES THE CITY POWER TO PURCHASE A RIVER BRIDGE

Measure Introduced in the House by Representative Stein Would Permit Harrisburg to Acquire Either Market or Walnut Street Viaduct

Representative A. C. Stein, of Allegheny county, at the close of the session of the House yesterday introduced a bill which if it becomes a law would enable Harrisburg to purchase either the Harrisburg or the People's bridge over the Susquehanna river between here and Cumberland county.

The bill authorizes municipalities to purchase the entire capital stock of bridge companies owning bridges situated wholly or partly within the limits of such municipalities and exempts the capital stock and bonds of such companies, after purchase by the city, from State taxation. The purchase shall be made of the entire capital stock and the city shall control the operations of the bridge as soon as it obtains possession thereof.

There is no provision in the bill to make such a bridge free from toll after it is purchased by the city, that being optional with the municipality. Neither is there any provision designating the necessary steps to be taken in the negotiations for the purchase.

CITY WILL PRUNE TREES FREE, ASSERTS FORESTER

Mueller Announces That Requests for Such Attention Will Be Compiled With in the Order in Which the Applications Are Made

"Bring your tree troubles to us!" is the advice of Harry J. Mueller, the new City Forester, who to-day gave out a statement in which he urged the property owners of the city to co-operate with him in caring for the shade trees on city highways. The forester points out the necessity for caring for the trees, shows their relation to the property owner and the highway and offers advice as to how to get the services of his department without a cent of cost. He says:

"When a department for the planting and care of street trees is established in a city, there frequently arises a misunderstanding with the property owners as to the relation the shade tree bears to the street. Since the placing

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THIEVES GET JEWELRY

One Steals Pins and Watches While Other Buys 25-cent Pin

Two pins and two watches, valued at \$109, were taken from the window of the jewelry store of Allen T. Atticks, 1251 Derry street, yesterday afternoon at 4:30 o'clock. Two smooth crooks went into the store and one purchased a pin for twenty-five cents, engaging the attention of the clerk while the other lifted the valuables out of the window.

The theft has been reported to the police and before 10 o'clock last night lock-out notices had been sent broadcast for the men together with a description of the jewelry.

Governor to Entertain Superior Court
Governor Brumbaugh, it was announced to-day, will entertain at dinner in the Executive Mansion, on Monday evening next, in honor of the members of the Superior Court. Besides the members of the court there will be present the members of the Governor's Cabinet and other State officials, the judges of the Dauphin county court and a number of prominent attorneys.

Heavy Fighting in Mexico
By Associated Press.
Washington, March 4.—Heavy fighting between Villa and Carranza forces near Sabinas, in which the Carranza forces lost many and retreated after cutting off one column of Villa troops, was reported to-day in official dispatch to-day to the State Department.

GERMAN NOTE TO U. S. MADE PUBLIC

Answer to Plea to Lessen Danger to Neutral Shipping in War Zone

FRIENDLY TONE OF DOCUMENT

But a Definite Statement Is Reserved Until It Is Learned What Obligations the British Government Is Willing to Assume

By Associated Press.

Washington, March 4.—The official text of the German government's reply to the American note suggesting that Germany and Great Britain agree on a plan to lessen danger to neutral shipping in the war zone was made public here to-day. It follows:

"The imperial German government have taken note with great interest of the suggestion of the American government that certain principles for the conduct of maritime war on the part of Germany and England be agreed upon for the protection of neutral shipping. They see therein new evidence of the friendly feelings of the American government towards the German government, which are fully reciprocated by Germany.

Want War According to Rules
"It is in accordance with Germany's wishes also to have maritime war conducted according to rules which, without discriminatingly restricting one or the other of the belligerent powers in the use of their means of warfare, are equally considerate of the interests of neutrals and the dictates of humanity. Consequently it was intimated in the German note of the sixteenth instant that observation of the Declaration of London on the part of Germany's adversaries would create a new situation, from which the German government would gladly draw the conclusions.

"Proceeding from this view, the German government have carefully examined the suggestion of the American government and believe that they can actually see in it a suitable basis for the practical solution of the questions which have arisen.

The Sowing of Mines
"With regard to the various points of the American note they beg to make the following remarks:
"First—With regard to the sowing

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U. S. WILL INSIST ON RIGHT TO GET GERMANY DYSTUFFS

Washington, March 4.—The United States will insist on its right to get dyestuffs from Germany, if England continues to do so.

Although the President of the British Board of Trade in Parliament declined yesterday to commit his government to the right of American shippers to get dyestuffs, it was declared here to-day on high authority that the United States would insist there should be no discrimination.

GOETHALS A MAJOR GENERAL

Nominated in Recognition of His Services in Building Panama Canal and Confirmed

By Associated Press.
Washington, March 4.—Colonel George W. Goethals was nominated to be a major general to-day in recognition of his services in building the Panama Canal.

Four other nominations for promotions of officers associated with Colonel Goethals were presented at the same time and all were immediately confirmed in an open session of the Senate, an unusual proceeding. The other nominations were:

Brigadier General William C. Gorgas to be major general, medical department.
Colonel H. F. Hojges and Lieutenant Colonel William L. Shert to be brigadier generals of the line.
Commander H. H. Rousseau, U. S. N., to be rear admiral.

The bill providing for the promotions extends the thanks of Congress to the officers.

ANXIETY OVER BERNHARDT

Aged Actress' Condition Causes Alarm Among Friends
Bordeaux, Via Paris, March 4, 5:10 A. M.—Sarah Bernhardt, whose condition was considered excellent for several days after the amputation of her right leg on February 22, recently has felt a reaction and her condition for the last 48 hours has caused her friends some anxiety.

AWFUL BATTLES IN WHICH TRENCHES ARE LOST AND RETAKEN BY THE GERMANS

Paris, March 4, 12:10 A. M.—The following supplementary official statement was issued late last night by the French war office:

"It can be stated that in the Argonne, where we had been constantly attacked since December, the roles, and in the last week have been reversed. To-day we have gained the indisputable ascendancy. The effect is salutary in these locations, of which the Argonne is the theatre to feel that more and more the enemy is at our mercy and that our moral superiority is assured."

The statement gives the details of one of these engagements which it says "occur daily and show the splendid ardor of the troops."

Explosive Mines Under Trenches
"Action began in a ravine near Fontaine Madame at 8 o'clock in the morning, five companies being charged with the attack. We exploded three mines under trenches of the enemy while our artillery crushed them under a hot fire.

"We penetrated in three different quarters killing all the occupants of the trenches, 72 infantrymen and about 30 pioneers. We took 400 wounded prisoners. At 8:30 o'clock we had gained at least 350 yards of the enemy's trenches.

"This brilliant result cost us rather heavily. We had hardly time to organize our newly captured positions before the Germans, who had been reinforced, counter attacked and a desperate fight ensued. They filled with bombs the trenches which they had lost but our men were able to maintain themselves by hurling back at the enemy bombs passed to them from the rear. Twenty times the enemy attacked and reached the border of our lines but each time was repulsed.

French Compelled to Retire
"At noon our men still were desperately holding to their position which resembled an inferno under the fire of heavy German artillery and a hail of hand grenades. The vicinity looked like a newly furrowed field. What formerly were trenches hardly were visible. At 2 o'clock the fighting continued, at that time being marked by a bayonet attack of an entire French battalion, but this failed to stop the Germans who met the charge courageously, incidentally using a hundred hand grenades.

"One by one all of our men were put out of the fight. Not a man remained in the trenches who was not killed or wounded. We then retired to our first position after having inflicted terrible losses on the enemy."

LATE WAR NEWS SUMMARY

A British officer of the allied fleet which is bombarding the Dardanelles is quoted in a dispatch from Athens as saying that only two forts now remain intact. The bombardment of the inner forts was resumed this morning, ten large warships entering the straits for this purpose. The American tanker Platania has been detained at Kirkwall, Scotland, by order of the British Admiralty. The Platania was formerly a German vessel, transferred to American registry after the outbreak of the war. The German military authorities admit the recapture of Przasnysz, North-

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U. S. TO ENFORCE NEUTRALITY LAWS

Congress Invests President Wilson With Broad Powers to Carry Out Purpose

IS EMPOWERED TO USE MILITARY

Resolution Passed by Both Houses Becomes Effective With President's Signature and Will Continue During Existence of the European War

By Associated Press.
Washington, March 4.—All that was needed to-day to enlarge the power of President Wilson to prevent violations of American neutrality by vessels leaving United States ports with men or supplies for belligerent warships was the President's approval of a joint resolution of Congress. The resolution, a substitute for that previously passed by the House, was unanimously adopted by the Senate early to-day following a conference at the White House last night between President Wilson and members of the Foreign Relations Committee of the Senate and House and others. It was later agreed to by the House and to-day only awaited President Wilson's signature to make it a law.

Has Hearty Support of Officials
As finally passed, the resolution differs in some essential particulars from the original House measure. It has the hearty support of State Department officials, who pointed out the immediate need of its passage because of the "critical situation" resulting from the European war. Attention was called by these officials to the fact that the American government had been hindered by inadequate legislation to prevent vessels from leaving the United States with supplies for belligerent warships in contravention of American neutrality. The proposed legislation is a direct result of information obtained

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ATTACK ON TURK FORTS IS RESUMED

Allied Fleets Renew Their Bombardment in the Dardanelles This Morning

10 BIG WARSHIPS IN ONSLAUGHT

Only Two of the Turkish Forts Remain Intact—Allied Landing Parties Find Charred Bodies of Soldiers in Damaged Forts

London, March 4, 1:25 P. M.—The allied fleets this (Thursday) morning resumed their bombardment of the inner forts of the Dardanelles, according to a dispatch received by Reuters' Telegram Company from its correspondent at Athens. The text of the dispatch follows:

"The bombardment of the inner forts of the Dardanelles was resumed Thursday morning. Ten big warships took part in the operations. According to a British officer, only two of the Turkish forts remain intact. Allied landing parties found the charred remains of soldiers in the damaged forts, showing that the Turks had burned their dead before evacuating these positions."

Unconcerned About Bombardment
Berlin, Via London, March 4, 11:30 A. M.—Attaches of the Turkish embassy here profess to be unconcerned regarding the bombardment of the Dardanelles forts by the great allied fleet. They declare the fortifications are impregnable, that the landing of troops at the entrance to the straits is impossible and that any attempt to land a force at some point along the shore of the Gulf of Saros would require more men than the allies can concentrate, leaving out of consideration the strong Turkish forces stationed at all threatened points.

The Constantinople correspondent of the "Frankfurter Zeitung" sends his paper an interview with Enver Pasha, in which the chief of the Turkish general staff is said to have declared that the damage to the outer forts was less than had been reported, but that these forts are the oldest of the entire line and their early reduction always has been expected if a serious attack were made upon the Dardanelles. The allied fleet, he declared, has yet to reach the real line of defense.

BERLIN ADMITS RUSSIANS RECAPTURE PRZASNYSZ IN ATTACK ON GERMAN WING

London, March 4, 4:39 A. M.—The following dispatch from the German chief headquarters was made public this evening:

"After the marvelous capture of the strongly fortified town of Przasnysz (North Poland) by one of our corps, which had advanced from an eastern direction, the situation became critical for one day by the advance of three Russian army corps which attacked the German wing from the east, southeast and south and forced the victorious German corps by a backward movement to make a front against these superior forces.

"Parts of the corps were sharply pressed and great numbers of wounded in the neighboring villages could not be removed in time, but the Russians were unable to disturb the orderly backward movement and lost touch with the German corps. This proves that they suffered severely during their attacks. Meanwhile German reinforcements came and the situation was restored.

"It was quite an insignificant Russian success and cannot be compared with the previous German storming of Przasnysz, in which we took ten thousand prisoners and a great quantity of war booty."

Suspend Duties on Steel Rails
Paris, March 4, 12:05 P. M.—The French customs duties of 90 francs (\$18) per metric ton on steel rails were suspended by government decree until further notice.

WALL STREET CLOSING

New York, March 4.—Supporting orders brought a moderate rally from the low level in the final hour. The closing was heavy. Leading stocks developed an uncertain tone in the course of to-day's dull market. Specialties were mainly higher.

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