



PRIZE COURT FOR FRYE IS REJECTED

U. S. Note Objects to Germany's Proposition to Settle for Sinking of Ship

WOULD INVOLVE USELESS DELAY

States Destruction of American Vessel by Prinz Eitel Was a Violation of Existing Treaty Stipulations Between United States and Prussia

By Associated Press.

Washington, May 5.—The text of the American note to Germany declining the suggestion that reparations for the sinking of the American sailing ship William P. Frye by the converted German prize court, and reiterating the representations for indemnity was made public to-day by the State Department. It already has been presented to the Berlin Foreign Office in the form of a communication from Ambassador Gerard. It follows:

"In reply to Your Excellency's note of the 5th instant, which the government of the United States understands admits the liability of the imperial German government for the damages resulting from the sinking of the American sailing vessel William P. Frye by the German auxiliary cruiser Prinz Eitel Friedrich on January 28, last, I have the honor to say, by direction of my government, that, while the promptness with which the imperial German government has admitted its liability is highly appreciated, my government feels that it would be inappropriate in the circumstances of this case and would involve unnecessary delay to adopt the suggestion in your note that the legality of the capture and destruction, the standing of the claimants and the amount of indemnity should be submitted to a prize court.

Liability of the Germans

"Unquestionably the destruction of this vessel was a violation of the obligations imposed upon the imperial German government under existing treaty stipulations between the United States and Prussia, and the United States government by virtue of its treaty rights has presented to the imperial German government a claim for indemnity on account of the resulting damages suffered by American citizens.

"The liability of the imperial German government and the standing of the claimants as American citizens and the amount of indemnity are all questions which lend themselves to diplomatic negotiations between the two governments and happily the question of liability has already been settled in that way. The status of the claimants and the amount of indemnity are the only questions remaining to be settled.

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CIRCUS HERE AT MIDNIGHT

First Section Will Arrive at Paxton Street About That Time—Route of Street Parade Announced

Announcement was made this afternoon by Dexter Fellows, press representative of the Barnum circus which will show under the "big top" at Sixth and Mahantongo streets to-morrow afternoon and evening, that the street parade is scheduled to start at 10 o'clock from the show grounds. It will be two miles long. The police department granted permission for the parade to pass to-morrow morning over the following route:

Down Sixth street to Market, to Second, to Maclay, to Sixth to show grounds.

The circus will detain at Paxton street, and the Pennsylvania railroad tracks from which point the paraphernalia will go through the city streets in the early morning to Sixth and Mahantongo streets.

The circus is traveling in four special trains, the first of which will arrive at Paxton street shortly after midnight. By daylight it is calculated that the whole circus will have been unloaded. The circus is showing in Lancaster to-day.

WATCHMAN OUTWITS THIEVES

By Clever Ruse He Upsets Their Plans to Rob a Store

(Special to the Star-Independent.)

Middletown, Pa., May 5.—But for the timely arrival of Christ Breneman, night watchman, the shoe store of Valentine Baumbach, Sr., it is believed, would have been looted by thieves early this morning.

The night watchman observed several suspicious characters loitering in the business section. The watchman walked by, rather nonchalantly, and created the impression with the crooks that he had paid no attention to them. He, however, secretly retraced his steps and hid around a corner. A minute later, he said, the thieves made a rush for the door. Breneman took up the chase. The crooks fled. Police here expect to make arrests.

MANNING PLANS SUBWAY ON SOUTH CAMERON ST.

Proposes Its Construction at the Intersection With Cameron Parkway—Also Suggests a River Road All the Way to Middletown

A subway on South Cameron street, at the intersection with Cameron parkway, and also the laying out of a road to skirt the Susquehanna river from the present terminus of South Front street to the mouth of the Swatara creek, in Middletown, are suggestions for possible future improvements made to-day by Warren H. Manning, Harrisburg's landscape architect. He is here from Boston making his semi-annual inspection.

Mr. Manning made it plain that neither the City of Harrisburg nor any other interested community will immediately "jump in" and do this work, yet he pointed out that conditions here as they are pictured to him, especially with the increased traffic and the growing city, warrant his recommending such plans.

The park expert this morning conferred with J. V. W. Reynolds, vice president and general manager of the Pennsylvania Steel Company, and also with W. B. McCabe, superintendent of the Philadelphia division of the Pennsylvania railroad. He discussed plans he has advanced to the City for extending the Cameron parkway from the present terminus, across Cameron street and thence westwardly to the river and

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MISS MARIAN ANGELL TO WED

Her Engagement to William Simpson Godfrey, of Philadelphia, Announced

Mrs. Thomas Barnham Angell, of the Etter apartments, announced last evening the engagement of her daughter, Miss Marian Clifford Angell, to William Simpson Godfrey, of Philadelphia.

Since her coming out four years ago, Miss Angell has been one of the most popular members of the younger social set. She attended the Seiler school and finished her education at the school of the Misses Haden, Pelham Manor, New York. Her father, the late Dr. Thomas B. Angell, was for years rector of St. Stephen's Episcopal church, in this city.

Mr. Godfrey is a son of Mr. and Mrs. Lincoln Godfrey, 2009 Spruce street, Philadelphia, and is president of William Simpson Sons & Company, members of the Philadelphia Bourse. He is a graduate of Harvard, class 1903, and a member of the Racquet, Merion Cricket, Philadelphia, Radnor Hunt and Union League Clubs, of Philadelphia.

Lincoln Godfrey is identified prominently with Pennsylvania banking and business interests. He is a director of the Pennsylvania Railroad, of the Philadelphia Trust, Safe Deposit & Insurance Company and of several other corporations.

DEAD CAT ROUTS HILL'S OFFICIALS

Loud Cries For Disinfectants From the Offices of Five Departments

WILD ANIMAL VERY NOXIOUS

Pelt From Clinton County, Sent to Prove Bounty Claim, Makes Presence Known the Minute It Is Unwrapped in Commission's Quarters

Having the pelts of noxious animals sent to the secretary of the State Game Commission in order to let him decide whether the dead animals were really of the kind mentioned in the law on which bounties must be paid, has its disadvantages. Piled up in Secretary Kalfus' office are huge bales of skins, accompanied by certificates and affidavits to the effect that they are those of noxious animals. The slayers want the bounty on them and the entire office force has its hands full and its time much occupied in examining the pelts.

But this morning the "skin game" reached the limit. From Clinton county, wrapped up in many thicknesses of heavy paper, came the skin of a wild cat, a noxious beast on whose pelt there is a bounty of \$2. As the office force removed the wrapper from this bundle there arose an odor that permeated the entire room and spread out into the corridor and into the Forestry Department, and the offices of the pure food division, the economic zoologist and far front to the agriculture department. All the officials or employees who could, found something to do outside the Capitol. It was loud and not only noxious but obnoxious and odoriferous.

The animal from which that hide had been divorced must have been a long time dead and his skin was evidence of this fact. Taking the data accompanying the hide, the clerks deposited it—the skin, not the data—in one of the metal refuse receptacles in the corridor and for a while it shed fragrance of a doubtful character until the garbage can was removed.

The health department was requisitioned for disinfectants and, after a few more days were better, but the scent of the wild cat skin remains as one sent from Clinton county.

FIRES ON BURGLAR WHO CHOKES WIFE

E. C. Hawthorn, Victim of Recent Explosion, to the Rescue When Woman Screams

THIEF ENTERS BY BALCONY

"Second-Story" Man Climbs to High Porch By Aid of Bench and Racks Bureau But Forced to Flee Before Obtaining Any Loot

As the result of an experience with a burglar in her bedroom at 3 o'clock this morning Mrs. Edmund C. Hawthorn, of 2305 Prospect street, is suffering from a painful bruise on the side of her head and a nervous breakdown. She does not know how the injury was inflicted, nor how she got scratches which today appear on her throat, apparently made by sharp finger nails, but she believes the burglar tried to beat her senseless and choke her as she slept.

Suddenly awakened by what she now thinks must have been a blow on her head, causing the bruise, she saw a man crouching at the foot of her bed. She gave a loud scream, which served to drive the burglar through the open balcony door and a few seconds later to bring her husband, armed with a revolver, from an adjoining room. Mr. Hawthorn had been awakened instantly by the scream, and seizing his weapon had dashed into his wife's room. He fired two shots from the balcony at random, but could see nothing of the intruder.

Mr. Hawthorn, the proprietor of the Mount Pleasant garage, was one of the five men who were seriously burned at the explosion of a blazing machine in the garage on September 16, last. He was in the Harrisburg hospital until September 22, in a very serious condition. He has not yet fully recovered strength.

Foot Prints on the Carpet

Since the time of his accident his wife has been in a nervous condition. After he had responded this morning to her cry, and had at the time seen no traces of a burglar, he attributed the incident to dreams. His wife too, who was in a dazed condition, was for the time satisfied with that explanation.

In broad daylight, however, there were unmistakable proofs that the affair had been more than a dream. The tracks of muddy shoes were plainly visible on the floor of the bed room, leading to and from the balcony door; a bureau drawer was found ransacked; an open handbag containing a few handkerchiefs was discovered on the floor; a bench was disclosed leaning diagonally against the kitchen wall, by means of which access could easily be had to the balcony and most conclusive of all the bruise and scratches on Mrs. Hawthorn were revealed. Nothing in the room was missing.

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AUGUSTUS BAUDER IS DEAD

Retired Middletown Tanner, Who Was 81 Years Old Last January, Succumbs Early To-day

(Special to the Star-Independent.)

Middletown, Pa., May 5.—Augustus Bauder, a retired tanner and business man, died at his Main street home here at 5 o'clock this morning after a brief illness due to old age. He celebrated his 81st birthday on January 19, last.

Mr. Bauder was one of Middletown's most widely known citizens. He had lived here for more than twenty-five years, having come to town from Elizabethtown, in the upper end of the county, where he also spent more than a quarter of a century of his life.

Mr. Bauder was born in Wurttemberg, Germany, and came to this country when but a boy. He learned the leather tanning trade in Halifax, Dauphin county, and afterward conducted a successful business in Elizabethtown. When his big plant in Elizabethtown was destroyed by fire in 1890 he moved to Middletown and became associated in the tanning business with his cousin, the late Congressman John W. Rife. Afterward he opened a flour and feed store here and was actively engaged in that business until last year. Mr. and Mrs. Bauder celebrated their golden wedding anniversary on September 15, 1909.

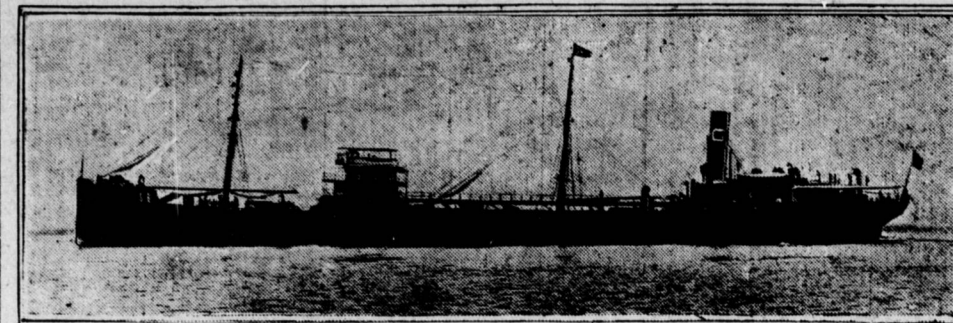
Mr. Bauder leaves his widow, who is 73 years old, together with seven sons, as follows: Frank and Dr. George W. of Harrisburg; Aaron, of Chicago, Ill.; William, of Elizabethtown; Jacob, of Reading, and Harry and Charles, of Middletown.

During his residence here Mr. Bauder was an active member of the United Brethren church. The Rev. E. E. Ludwig, formerly pastor of the United Brethren church here, will officiate at the funeral services, which will be held at the home on Saturday afternoon at 2 o'clock. The Rev. I. H. Albright, the present pastor of the United Brethren church, will assist at the services. Interment will be in the Middletown cemetery.

INJURED EYE REMOVED

William W. Good, 1234 Walnut street, employed at the Division street freight transfer of the Pennsylvania Railroad Company, was struck in the left eye by a bolt this afternoon and was so severely injured that the optic had to be removed by physicians at the Harrisburg hospital.

TORPEDOED AMERICAN VESSEL CARRIED U. S. FLAG



THE GULF LIGHT

Pensance, England, May 5, 3.38 P. M.—At the inquest to-day into the death of Captain Alfred Gunter, of the American oil tank steamship Gulf Light which was torpedoed May 1 off the Scilly islands, the verdict reached was "heart failure accelerated by shock caused by the torpedoing of the ship." Evidence given at the inquest showed that the Gulf Light was flying a very large American flag at the time she was torpedoed.

ADD 24 PERCENT TO MOTOR FEES

Leaders Agree With Governor to Cut Down the Increase Originally Proposed

BILL AMENDED THIS MORNING

Passed on Second Reading in the House on a Basis Which, It Is Estimated, Will Yield More Than \$300,000 Additional Revenue

Further reductions in automobile license fees as originally proposed in the Lipschutz bill, one of the measures with which Governor Brumbaugh hopes to help fill the depleted State treasury, were shown when the bill appeared on special order for second reading in the House this morning, the measure, however, still providing material increases over the present law.

The bill, as first drafted, proposed to double the license fee. As it came out of committee it provided for a 50 per cent. advance for pleasure vehicles. This morning's amendments make the increase over the present rates average 24 1/10 per cent. The bill, which is an amendment to the automobile license act, will go into effect January 1, 1916, if it becomes a law.

One thousand additional copies of the bill as amended will be printed for the use of the members over the week-end recess. The measure was made a special order of business on third reading for next Monday night at 9:30 o'clock. The measure, as it will come before the House for final passage, was agreed on at a conference between Governor

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BRITISH RETREAT WITH HEAVY LOSSES AT YPRES; RUSSIANS AGAIN BEATEN

Berlin, May 5, via London, 3.55 P. M.—The statement issued to-day at the army headquarters follows:

"Western theatre of war: The British continue their retreat with heavy losses in the direction of the bridgehead situated sharply to the east of Ypres. The Van Heule and Eksterne farms, the castle ground of Herenthage, and the Set Pappotje farm were taken by us.

"Southeastern theatre of war: An attack by the allied troops north of the wooded Carpathians pierced through the third fortified line of the Russians who yesterday were defeated along the entire front, retreating toward the Wisloka river. The magnitude of the victory may be seen from the fact that, owing to the piercing by the allies of the enemy's lines the Russians are beginning to evacuate threatened positions on their northern flank, in the wooded Carpathians southwest of Dukla.

"The rapidity with which our successes have been achieved makes it impossible to give an idea in figures of the booty taken in this victory. According to reports at hand, the number of prisoners taken up to the present amounts to more than 30,000."

A REGIMENT OF TURKISH TROOPS IS ANNIHILATED

Paris, May 5, 3.55 P. M.—A dispatch from Mytilene to the Havas Agency says that a regiment of Turkish troops was annihilated during fighting at the Dardanelles last night and that the allies transported 1,000 more prisoners to Tenedos and Mudros.

The dispatch also that a squadron of warships of the allies again bombarded forts at the Dardanelles and Turkish encampments on the coast.

TO ACT ON SERVICE BOARD

Governor Expected Shortly to Dispose of All Pending Appointments

It is expected that Governor Brumbaugh will take action soon on the appointments to membership in the Public Service Commission and a number of other Toner appointments now in the hands of the Senate Committee on Executive Nominations.

The Governor is reported to have informed the committee that he is about to go over the list and when he is through he will submit his findings to the committee and it can act accordingly.

It is said that there are some members of the committee who are of opinion that until that body takes some action on the Governor's letter of recall of the Public Service Commission nominations the names of the Toner appointees still remain in the committee's possession to be disposed of.

POLICE SYSTEM OF P. R. R. EXPLAINED

Vice President Atterbury Tells Why the Company Maintains Detective Force

SPIES TO WATCH LABOR LEADERS

They Are Also Used to Ascertain and Report to Officials the Conduct and Sentiment of Employes and Actions of Organizers

By Associated Press.

Washington, May 5.—Labor conditions in the Pennsylvania railroad affecting its telegraphers and shopmen, were inquired into from the standpoint of the railroad company at the continuation to-day of the hearings before the Federal Industrial Relations Commission.

The commission had already heard H. B. Perham, president of the Order of Railway Telegraphers, regarding complaints by that organization against the Pennsylvania. The complaints charged that the railroad company refused to recognize the telegraphers' unions, made every effort to break up existing unions and prevent organization of the others.

Pennsylvania railroad officials were heard on these complaints to-day, W. W. Atterbury, vice president, being the principal witness.

RAILROAD DOMINATES ALTOONA

Perham, as the first witness to-day, was questioned by R. H. Ashton, vice president of the Chicago and Northwestern railway, on telegraphers' working conditions. Ashton brought out that telegraphers and signal men on the main line of the Pennsylvania, where traffic is dense, work eight hours a day.

In response to questions by Commissioner O'Connell relating to conditions at Altoona, Pa., where the Pennsylvania has a large shop, Mr. Perham declared that the railroad dominated the city and that employees who incurred displeasure of railroad officials could not find work there.

THE PENNSY'S LABOR POLICY

Mr. Atterbury presented a long statement of the company's labor policy and answers to Perham's charges of discrimination.

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JITNEY BUS LINE STOPS

Snively, of Middletown, Quits Regular Service, But Will Haul for a Dime

(Special to the Star-Independent.)

Middletown, Pa., May 5.—E. M. Snively, who introduced the jitney business in Middletown, put four autos into service and once had plans for obtaining regular jitney buses—closed cars—decided to-day that competition has made the business unprofitable. Besides he concluded that there is not sufficient travel in town and in Royaltown to warrant continuing a regular scheduled service, so he has abandoned his plan.

Of course, if any person wants transfer service, Snively says, he will provide it, but the price will not be one "jitney," but two "jitneys"—ten cents.

Snively had planned to run autos hourly between this town and Royaltown. Several other auto owners started similar service—in the evenings—and the competition, Snively says, is too keen for a profitable business.

One of Snively's competitors on Sunday declared that he hauled 300 passengers. Not all were at the "jitney" rate. Some "tipped" the chauffeur.

WHITE HOUSE DRIVER FINED

Tumulty's Chauffeur Pays \$5 for Exceeding the Speed Limit

By Associated Press.

Washington, May 5.—Secretary Tumulty went to police court to-day to testify for a White House chauffeur, who a traffic policeman testified, exceeded the speed limits while driving the secretary home from the Executive offices.

Mr. Tumulty told the judge that the big automobile bearing the coat-of-arms of the United States was going as slow as possible, but nevertheless it cost the chauffeur \$5.

3 MORE SEA CRAFT SUNK BY GERMANS

Blown Up by Submarines in North Sea—Feared Others Shared Same Fate

THE CREWS ALL ESCAPE DEATH

Trawlers Iolanthe, Hero and Northward Ho Latest Victims of Germany's Unrelentless Onslaught on Commerce in Blockade of British Isles

Hull, England, May 5, 11 A. M.—Three more British trawlers have been added to the list of those blown up by German submarines in the North sea Monday and it is feared others also were lost, as they were shelled and fired upon with rifles by the crew of a submarine. The crews of the trawlers Iolanthe, Hero and Northward Ho have landed here, reporting the destruction of their boats. No lives were lost aboard any of the three.

A Copenhagen dispatch states that while three trawlers were fishing in the North sea a German submarine appeared and ordered them to stop. The crews then took to their boats and rowed away, after which the trawlers were blown by boarding parties from the submarine. After rowing about for eight hours, the fishermen summoned aid by burning articles of clothing which had been attached to oars.

The trawler Hero attempted to escape, but after an exciting chase, which lasted an hour, the submarine got into close range and opened a fusillade with rifles, whereupon the skipper of the fisherman stopped and the crew took to the small boats.

The trawler Portia has reached Hull after an exciting chase, in which she managed to elude the submarine which was after her.

NINE TRAWLERS FELL PREY TO SUBMARINES ON MONDAY

London, May 5, 1.38 P. M.—Nine trawlers sunk is the number credited to German submarines on Monday of this week in a message received from Hull. So far as is known no lives were lost in these encounters. According to the crews of the fishing vessels the submarine which wrought this damage is of the newest type. She has an iron cross painted on her conning tower. She ran amuck among the fishing fleet on Monday and sank seven trawlers in quick succession. The crews were given time to escape, but in some cases the small boats drifted for hours before they were picked up. Each man coming ashore is exhibiting a huge lump of black bread, given him by the crew of the submarine which sent his boat down. The English sailors are preserving these pieces of bread as souvenirs.

LATE WAR NEWS SUMMARY

Further striking victories by the Austrian-German forces in the East were announced to-day by the Berlin War Office. It is also stated that successes were won in France and Belgium. This report together with the events of the last few days, make it appear that the Teutonic allies have entered into offensive operations on both the eastern and western fronts such as have seldom been undertaken simultaneously since the war began.

It is in Galicia that the most important victory is claimed. Following the successes of the last few days the Austro-German attack was extended further to the East, into the heart of the wooded Carpathian section where the Russians have been struggling for months to break through into Hungary. The German announcement says the third fortified line of the Russians was

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WALL STREET CLOSING

New York, May 5.—Prices crumbled in the final hour, advices from the Orient resulting in heavy selling. The closing was weak. Fears of a conflict between China and Japan caused uneasiness in local financial circles and induced general liquidation, with many severe losses.