

# BARTELS TAKEN INTO CUSTODY

## Syracuse Brewer Wanted Here for Attempted Arson Arrested at Niagara Falls, Ont., on Charge of Perjury—Extradition Papers Are Now Being Prepared.

Herman Bartels Sr., the Syracuse brewer who jumped his \$15,000 bail bond pending the two days' delay which the law gave him before sentence was pronounced, for attempted arson in the Cayuga county court, was arrested last night at Niagara Falls, Ont., and is held there pending proceedings for his extradition.

The charge on which Bartels was arrested is perjury in connection with his trial for attempted arson.

Under the extradition laws between the United States and Canada, the crime of attempted arson is not an extraditable offense and so Bartels could not be brought back on that charge. To meet this he was indicted by the grand jury which met in May last, the first session after his disappearance.

Perjury is an extraditable offense and it is expected that he will be brought back here.

District Attorney Burritt left this morning for Niagara Falls, accompanied by Under Sheriff Walker.

Assistant District Attorney Clark is preparing extradition papers for use in case Bartels refuses to return without them.

Under this new charge Bartels will have to be tried again, as under the law he cannot be punished for his original crime, if extradited on another charge.

A special to the Citizen from Niagara Falls says Bartels was arrested last night at the Clifton hotel, Niagara Falls, Ont., by Detectives Mains and McNamara of the Canadian police force.

The Clifton hotel is the largest and most fashionable hotel on the Canadian side of the Falls and Bartels was apparently prosperous and happy. He was much surprised when placed under arrest, but refused to talk.

### WALKER KEPT AT IT

And Was Finally Successful in  
Locating Fugitive Brewer.

REWARD OF \$200 TO MAINS

Effort to Capture the Syracusean  
Has Been Persistent Since  
Grand Jury of Last May.

The arrest of Herman Bartels Sr., after being a fugitive from justice since early last year, was largely due to the persistence of Under Sheriff Thomas M. Walker, who has written several volumes of letters to the authorities of many Canadian cities in his efforts to secure definite traces of Mr. Bartels and who persuaded Sheriff Fordyce to use his influence with the Law and Legislation Committee of the Board of Supervisors with a view to offering a reward.

Owing to the obvious reason that the publication of such a reward would place the fugitive brewer on his guard the committee did not formally vote to offer a reward, but they agreed that in the event of Bartels' arrest they would offer a reasonable reward.

The sum of \$200 was accordingly agreed upon and this sum is now due to Chief W. H. Mains of the Niagara Falls, Ont., police.

Walker's Frequent Visits.

Having the promise of the Board of Supervisors to pay the reward, Mr. Walker made frequent visits to the Canadian border and everywhere placed photographs and descriptions of the fugitive in the hands of the police, together with the assurance that a substantial reward would be given for the capture of Bartels.

A few days ago Mr. Walker received word from one of the Ontario cities that a man answering Bartels' description had been seen at one of the prominent hotels, where he had registered as Herbert Bartlett. He was shadowed until yesterday when he registered at the Clifton hotel, Niagara Falls, Ont., and there Detective Mains, who is chief of police of the frontier service, arrested him much to his surprise.

Sure of the knowledge that he could not be extradited for the degree of attempted arson for which he had been convicted, Mr. Bartels had lately approached the American border with impunity, and after his attorneys had informed him that the farmers in Cayuga county had accepted his compromise he thought apparently that the slate against him

had been wiped clean. His arrest accordingly came as a violent jolt.

Canadian Laws Strict.

The Canadian laws in matters of this kind are very strict and District Attorney Burritt accordingly left for Ontario with a large batch of evidence upon which the indictment was based.

After Bartels had fled from New York State last April, after being found guilty of attempted arson by the Special term of County court, the authorities of this county looked up carefully all possible avenues by which he might be brought back. It was found that the extradition treaties with Canada did not take cognizance of attempted arson as an extraditable offense. As there was a great deal of evidence of perjury in the evidence given at the Bartels trial by the defendant, District Attorney Burritt presented this to the May grand jury last, and that body indicted him on the charge of perjury, a crime which is recognized by the government of Canada as extraditable. A silent and discreet watch has been kept ever since and the efforts of the Cayuga county authorities were not rewarded until yesterday.

About Extradition.

If Bartels refuses to come willingly to Auburn for trial he will have to be extradited. Assistant District Attorney Albert H. Clark has therefore busied himself since the receipt of the telegram announcing the arrest in preparing the extradition papers.

Bartels can only be tried for the crime of perjury and if found not guilty will have to be returned to Canada. Before the Canadian authorities will release him the judge before whom he is arraigned there must accept positive proof and for this reason District Attorney Burritt armed himself with a big batch of evidence before leaving Auburn.

Greenfield to Preside.

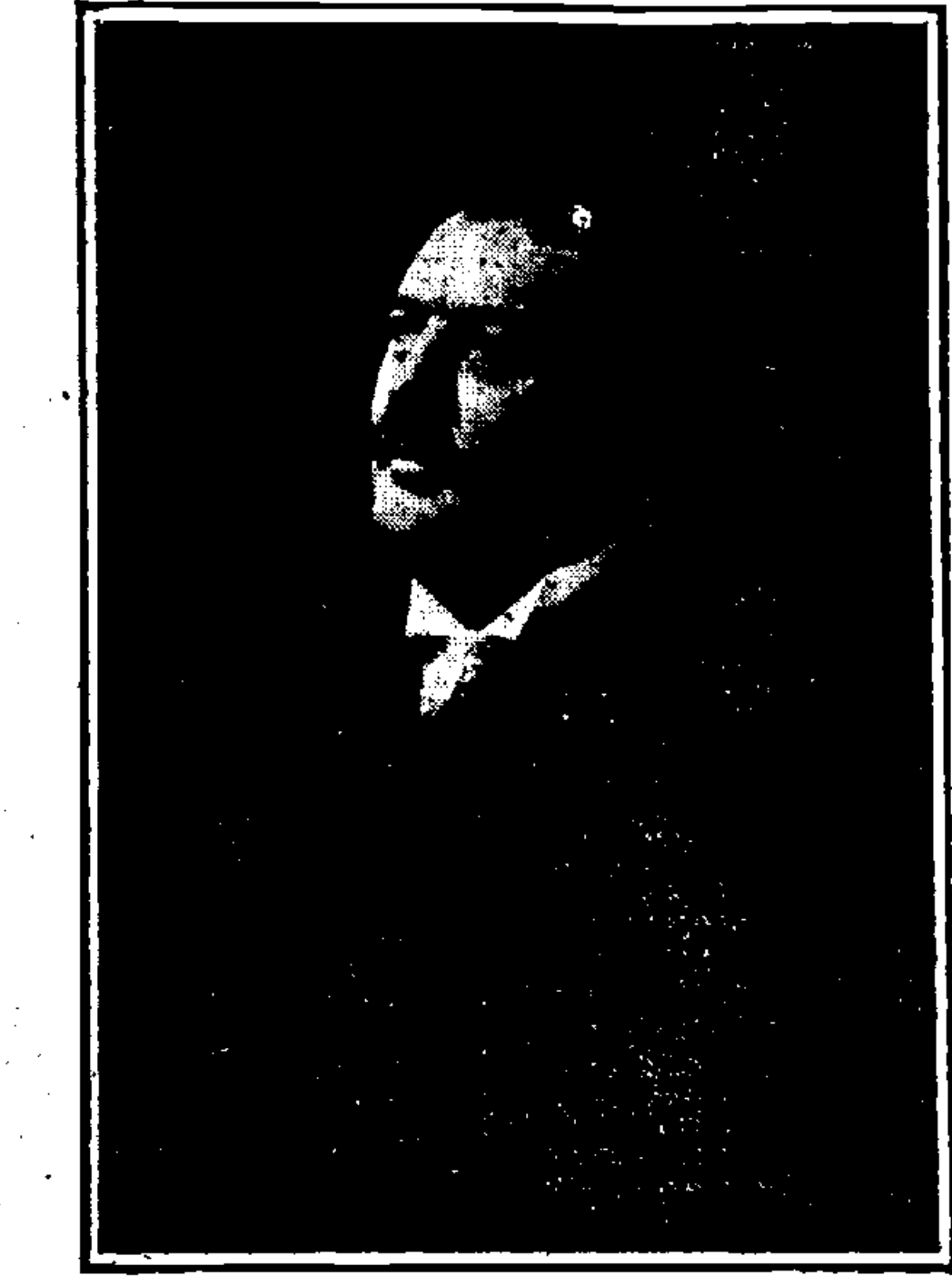
Since the arrest speculation has been rife as to whether County Judge Hull Greenfield will have jurisdiction over the case. Mr. Greenfield was Bartels' attorney in the case for which he was convicted.

Prominent lawyers in Auburn today were of the opinion that Judge Greenfield will not be embarrassed by having to try his former client because the perjury indictment is still to come before the Supreme court, and the case may not be sent to the County court for trial.

Mr. Walker's interest in the case was one of the factors in bringing about Bartels' arrest. He has kept track of him continually and the desks in the sheriff's office are full of Bartels' correspondence. About two months ago Mr. Walker spent nearly a week in Canada locating Bartels so that the Canadian police could call him the moment an opportunity arrived.

A Brief Bit of History.

Herman Bartels Sr. was found guilty of attempted arson by a jury in County court, April term, 1906, the verdict being brought in on Saturday night, April 28, at 9:41 o'clock. That evening after asking that sentence be deferred and receiving an affirmative answer to his petition from the late Judge A. H. Searing, who presided, he left the



HERMAN BARTELS SR., UNDER ARREST IN CANADA.

court room under \$15,000 bonds. He walked to a Syracuse car with his attorney, Hull Greenfield, and was seen in Syracuse the same evening by intimate friends for the last time. He smoked a cigar as he left the Court house and evidenced the wonderful nerve that had sustained him throughout the trial that had lasted 18 days and had cost the county over \$5,000. He was never seen again except by friends and it was not until detectives went after him that he was located at different times in Canada. He kept moving about in a lively manner for a time and it is thought that he made a visit to his old home in Germany some time last year. But he was never completely lost sight of and at last he came to grief.

It was on May 2, 1906, that the good people of Auburn were startled with the information that Herman Bartels, the convicted Syracuse brewer, had fled the country, and it is on May 2, 1907, just one year later to the very day, that Herman Bartels, fugitive Syracuse brewer, is recaptured.

DENIED HE WAS BARTELS.

Details of the Arrest of the Brewer by Mains.

The following dispatch to the Citizen from Niagara Falls, Ont., gives the details of the arrest of Bartels: "Chief Mains and Officer McNamara of the Ontario police force at 6:30 last evening went into the new Clifton hotel and shortly after placed under arrest a gentlemanly looking and apparently wealthy man, who had registered as 'W. Warner, Toronto,' but who Chief Mains is sure is Herman Bartels Sr., a fugitive from justice from New York State and now indicted under a charge of perjury.

Mains had been looking for Bartels for 10 months and tracing his movements. This man had not been long here till he chief was aware of it. He came in at 3 o'clock yesterday afternoon on a train from Toronto and Mains started out to look for him and located him at the Clifton.

Denied He Knew Auburn.

"He waited until he had seen the suspect and made up his mind that this was the man he wanted, then asked him to step inside. When told he was taken for Bartels, wanted for perjury at Auburn, he said he was not Bartels; that it was a mistake and that he knew nothing of Auburn or the people down there.

Mains insisted that he must be shown that the suspect was not Bartels. The suspect said: "You think I am Bartels then what is the use of my showing you anything?"

"He stuck to this position and was placed under arrest, taken to police headquarters and locked up.

Had \$125 in Money.

"The prisoner had \$125 in money. He had nothing to show that he was Bartels except that on the outside case of his watch were engraved 'H. B.'"

"The chief wired last night to Sheriff Fordyce and received this reply: 'Hold Herman Bartels on charge

of perjury. Will send officer and district attorney with papers first train tomorrow. No train tonight.'

"GEORGE S. FORDYCE' Keeps Mums.

"Interviewed this morning the prisoner would admit nothing. When told that officers were coming to take him to Auburn he said: 'It will do them no good. I will not go back to that part of the country.' He asked to be allowed to telegraph to Renan & Somerville, lawyers of Toronto. This was refused as he was arrested on the perjury charge.

"He is a man about 60 years old, 5 feet and 11 inches tall, weighing 190 pounds, with full fleshy face, dark brown hair and moustache mixed with gray, an all round pleasant and prosperous looking man.

"Chief Mains is more confident every hour that he has the right man."

HISTORY AND OTHERWISE.

And the Telegram from Mains Announcing Brewer's Arrest.

The following from Who's Who in Canada gives a summary of the career of Herman Bartels who will be brought to Auburn to face the charge of perjury: The evidence against Bartels is largely based upon the story of the witness John Dippold and the case promises to be bitterly fought. The specific nature of the passages of evidence constituting the alleged perjury could not be obtained from Assistant District Attorney Clark this afternoon, and nothing of importance can be given out until advice come from Messrs. Burritt and Walker who will not arrive in the Canadian city until late this afternoon.

Herman Bartels came to this country from Germany a poor boy, having apprenticed himself to a brewer. He landed here on July 3, 1872. After three years' service in a New York brewery he went to Cincinnati. He became a partner in several brewery enterprises in the home town of the Prince of Pilsen and in the late 30's came to Syracuse where he was brewer master for the Haberie Brewing Company, later joining the Germania Brewing Company, and later being one of the principal owners of the Bartels Brewing Company. Considerable profits were made and the firm continued to pay dividends until 1904 when a struggle among the stockholders against the efforts of Bartels to obtain entire control of the firm took place. Mr. Bartels succeeded in buying some stock belonging to Charles M. Warner at \$125 per share. Then he secured the stock which the late A. A. Howlett of Syracuse had held since the company was organized. Senator Horace White of Onondaga was attorney and a stockholder in the firm and when Bartels attempted to buy him out he refused. By this time Bartels had obtained two-thirds of the capital stock and he asked for Senator White's resignation both as attorney and as director. Senator White refused to accede to his demands. Mr. Bartels therefore voted him out of the firm. At this time Bartels was prominently interested in the Chemung Brewery Company of Elmira, the Monroe Brewing

Company of Rochester, the

Central New York Pottery Company of Chittenango, and the Syracuse Cold Storage warehouse. Another possession of Mr. Bartels at this time was the Lake Shore sailing Company of this city located in Garden street. He had purchased the property for \$16,500 and had insured it for \$70,000, the entire property consisting of two masting buildings, a brewery and a shed. On September, 13, 1904 a plot to burn the old brewery buildings was accidentally discovered. Other troubles came simultaneously upon the suspected brewer. Senator White sued to oust Mr. Bartels from the presidency of the Bartels Brewing Company and from his directorship, carrying his point so far as to appeal to the attorney general of the State to bring the action.

Dippold and Whitig.

John Dippold was arrested and he confessed that Bartels had instigated him and another man, Whitig by name, to fire the buildings. Bartels was arrested just as he was about to start on a trip abroad for his health on May 8, 1905, and was indicted a short time afterward for attempted arson in the third degree. He soon after lost his place as president of the Bartels Brewing Company and financial trouble beset him on all sides. He had been admitted to bail on the Cayuga county charge but as his actions became queer his bondsmen cancelled their sureties, and as Bartels had disappeared for a short time until found at Rochester under an assumed name he was compelled to obtain new bondsmen. This time relatives went on the bond.

Mr. Bartels' first move, through his attorneys, Hiscock, Doheny, Williams & Cowie, was for a change of venue. Supreme Court Justice Robson of Rochester denied this motion and the Appellate division to which Bartels had carried the motion sustained him. An additional appeal was made to the Court of Appeals at Albany but that court refused to entertain the application and Bartels, after fighting every inch of the way, was finally brought to trial in Auburn before the late Judge A. H. Searing. After a trial that lasted nearly three weeks he was found guilty, obtained three days freedom on his bail before having sentence passed upon him and then fled. Today is the first anniversary of his skidoo and it is a coincidence that the Citizen, which printed an extra on May 2 last announcing his flight should today, May 2, 1907, issue another extra announcing his recapture. The story of the capture is briefly told in the telegram from Canada.

The Telegrams.

This telegram was received by Sheriff George S. Fordyce last night about 9 o'clock:

"Herman Bartels arrested here. Wire to hold him on charge of perjury and when you will come."

"W. H. MAINS' is attending the performance of Brown of Harvard at the Auditorium and as soon as he was located plans were made to proceed at once to Canada. Early this morning with Under Sheriff Thomas M. Walker he started for Niagara Falls with a certified copy of the evidence in the case of perjury against Bartels. Meanwhile Sheriff Fordyce had replied to Detective Mains' telegram as follows:

"Hold Herman Bartels on charge of perjury. Will send officer and district attorney on first train."

"If Bartels insists upon the use of extradition papers and he probably will be will probably not be brought to Auburn for a number of days.

MCCABE TO SING SING.

Auburn Kitchen Keeper Is Successful Wherever He Goes.

William F. McCabe, former kitchen keeper at Auburn prison but of late serving in that capacity at Clifton prison at Dannemora, has received notice of his transfer to the same position at Sing Sing prison at Ossining to take effect at once.

Mr. McCabe, or "Billy," as he is known to his friends, has served as kitchen keeper at three prisons of the State, Auburn, Napanook and Dannemora. He has made good at each place and was delegated by Superintendent of Prisons C. V. Collins to organize and open up the new kitchen and mess halls at Dannemora. The task was accomplished in a finished manner by Mr. McCabe and now he is assigned the same duty at Sing Sing. It is an assured fact that he will make good at the Sing Sing institution and that the kitchen and mess halls will be models of cleanliness and arrangement and the force organized into a perfect machine.

Mr. McCabe carries the best wishes of a host of Auburn friends for the same success at Ossining that he has attained at the three other penal institutions which he has served in the State.

To Meet at Waterloo.

Clyde, May 2.—Rev. E. L. Waldorf, president of the Auburn District Epworth league, announces that the next annual convention of their organization will be held in the Waterloo M. E. church Friday and Saturday, May 24 and 25.

Among the leading attractions on the programme will be addresses by Bishop Luther B. Wilson, LL. D., Rev. Ward Beecher Fickard, D. D., of Buffalo and Rev. Homer C. Stunts, D. D. of the Philippine Islands. M. E. conference music will be furnished by the Empire Lyceum of Syracuse.

Masonic Summons.

The members of Cayuga Lodge, No. 221, F. & A. M., and visiting brothers, are requested to meet at their lodge rooms at Sedgwick Center, Sunday, May 5, at 1 p. m. for the purpose of attending the burial of Brother Charles Strong in Sedgwick Rural cemetery, at 2 o'clock p. m. Howard H. Hunter, W. M. Charles A. Morgan, Sec.

All Chapters Represented.

Richmond, Va., May 2.—The Phi Kappa Alpha fraternity is holding its biennial convention here with about 200 delegates in attendance. All of the chapters are represented.

### CROWDED SENATE CALENDAR

(Continued from first page.)

On bills upon its calendar, which would be materially augmented by today's committee reports.

The Senate Judiciary Committee reported among other bills that of Senator Davis repealing the State naturalization law of 1895, which granted to the Supreme court of New York State the same power to handle naturalization cases as is conferred on the Federal Supreme court. With the creation of a special national court of naturalization, the power to conduct these cases in the New York Supreme court is unnecessary and the Davis bill repeals the original act.

The same committee reported the Smith bill which would give to counties the power now conferred on towns and villages to investigate the expenditure of public funds on the initiative of freeholders; also the Colahan bill giving employes under the State classified service the right of review by a writ of certiorari in cases of dismissal.

The Senate Code Committee reported the Thompson bill permitting Sunday amateur baseball games between 1 and 6 p. m. in New York city and the Winters bill broadening the term "vagrant" to include any person who has been convicted of felony or of being a pickpocket, thief or burglar who is found loitering about a crowded thoroughfare and acting suspiciously.

The Finance Committee reported the Armstrong bill making appropriations for the State insane institutions.

A partisan deadlock in the Finance Committee probably killed the Owens bill which would retire on half pay all veterans of the Civil war in the State of the age of 65 years who have been continuously employed for 15 years in the Civil Service. The bill proposed to extend the retirement to every civil division of the State. Those understood to have voted for the bill in the committee were Fuller, Mullenay and Ramsberger, Democrats, and those against, Cassidy, O'Neil and Saxo, Republicans. The other members of the committee who were present did not vote.

### CAUGHT WITH GOODS ON

Indian Mountpleasant Gets 180 Days for Chicken Stealing.

The epidemic of exits of chickens from their usual places of habitation in the back yards of the Ninth ward will probably cease for some time, Roundman Graney having captured a well known citizen with the goods upon his back. The prisoner is George Mountpleasant, the Injun man whose appearance in Recorder's court has been frequently noted in the police columns. A few days ago Roundman Graney searched Mountpleasant's home in Cornell street but there was not a feather to be found. Yesterday, however, he found the Indian staggering under a load of boose and chickens and he was taken into custody. Two of the five fowls in the bag he carried were dead and the other three were alive. They were the property of William Hosmer 2d. Mountpleasant also carried a concealed weapon, a short loaded cane. He had three charges to face this morning—intoxication, carrying concealed weapons and petit larceny. The sentences were suspended in the first two counts but he got 180 days in the county jail for stealing chickens.

One drunk paid \$5, two paid \$3 each, and a fourth received a suspended sentence.

In the Probate Court.

The will of the late Julia C. Chase was admitted to probate and letters testamentary were issued to John Mitchell. The estate consists of \$1,800 personal and \$1,000 real property. By the terms of the will the personal property is left to Julia Willits Williams and the homestead in the town of Venice is left to John Mitchell, a son-in-law. Dexter Wheeler and Ellisha Cook were appointed appraisers.

Decease was granted settling the accounts of Ellisha Cook as administrator with the will annexed in the matter of the estate of the late Edmund C. Culver of Venice. The administrator charged himself with \$3,025, credited himself with \$1,300.69, leaving a balance for distribution of \$1,724.31.

Petition filed for the judicial settlement of accounts in the matter of the estate of the late Sarah A. Mead. Citation issued to use 18.

Notes of Aurora and Wells.

Aurora, May 2.—Yesterday afternoon a play was given in Helen Fairchild Smith hall by four members of the class of 1910. The play was 'Engaged,' a farce in two acts and was written by a member of '10.

Prof. John B. Shearer, B. S., Ph. D., of Cornell university, will lecture in Zabriskie hall Friday evening, May 3, on the subject of Liquid Air. The members of the Sociology class with Mrs. Plutti and their instructor, Doctor Motley, returned last night from a two days' trip to the George Junior Republic at Freeville. While there they attended the court and were entertained very pleasantly.

Today was the birthday of Henry B. Morgan and no classes were held. Stanley Horn of Ithaca spent yesterday in town.

ICE ON CAYUGA LAKE.

Freezing Temperature at Sheldrake and Kidders Last Night.

Interlaken, N. Y., May 2.—The temperature dropped to below the freezing point here last night. Today Cayuga lake was coated with ice as far as the eye could see from Kidders and Sheldrake.

John Cudaby Ill.

Chicago, May 2.—John Cudaby, the well known packer of this city, is critically ill as the result of an accident which occurred in his home April 20.

### A CATO WEDDING.

Graduate of Auburn Seminary Takes Into Himself a Bride.

Cato, May 2.—The marriage of Rev. Frederick Starr Campbell and Miss Marjorie Faye Cook took place yesterday afternoon in the First Presbyterian church of this village.

The ceremony was characterized by the utmost simplicity. While Mendelssohn's wedding march was being rendered by Mrs. James E. Turner the bride and groom entered the church unattended except by the ushers, James E. Turner and William W. Leig Jr. At the altar the party was met by Rev. Dr. Frederick W. Palmer, pastor of the Central Presbyterian church of Auburn, who performed the ceremony, and Rev. Willis P. Hume, pastor of the First Presbyterian church of Meridian, who assisted.

The bride wore a gown of white shearn silk and carried a shower bouquet of bride roses.

At the conclusion of the ceremony Mr. and Mrs. Campbell retired to the church parlor, where an informal reception was held.

Mr. Campbell is a graduate of Marysville (Penn.) College and of Auburn Theological seminary, class of 1901. He has been the pastor of Cato Presbyterian church for the past six years, resigning April 1 to accept a pastorate at Canaan. Miss Cook was a successful teacher of music in this place, having obtained her musical education at Syracuse university. They were the recipients of many valuable gifts, among which was a complete set of solid flat silver, presented by the congregation of the Cato Presbyterian church.

Among the out of town guests were: E. P. Gilbert and Miss Christine Gilbert of Ithaca, Mrs. T. S. Hubbard and Mr. and Mrs. Percival Farrard of Geneva, Miss Lucy Starr, Miss Ella Meaker, Miss Grace Reid, Miss Ella Reid, Dr. F. W. Palmer, Mr. and Mrs. Raymond Cook of Auburn, Mrs. James B. Wright and Mrs. Lucinda Boatford of Westport, Miss Helen Trumbull of Syracuse and Rev. and Mrs. Willis P. Hume of Meridan.

### TROOPS CALLED ON.

Quelled Riot of Political Prisoners in Viborg Jail.

St. Petersburg, May 2.—Troops had to be called in to suppress a revolt of political prisoners in the jail of the Viborg quarter today. Soldiers fired a volley, killing one man and wounding several.

### An Aurelius Wedding.

At the residence of Mrs. Myron Doty in the town of Aurelius at 3 o'clock yesterday, Miss Mary Tyler and Henry Walters, both of Aurelius, were united in marriage by Rev. Edward Boyd of Cayuga. Mrs. H. C. Hudson of Auburn was matron of honor and Myron Tyler, a brother of the bride, acted as groomsmen. Quite a large number of relatives and friends were present at the ceremony, after which dinner was served. The bride and groom left in the evening for a week's honeymoon to Buffalo and Niagara Falls. On their return they will reside in Aurelius.

### BORN.

SIBBS—To Mr. and Mrs. L. Sibbs of 26 Burr avenue, April 24, a son; weight 12 pounds.

LINZY—To Mr. and Mrs. F. C. Linzy of 78 Burt street, Sunday, April 28, 1907, a son; weight 12 pounds.

### MARRIED.

SCHNEIDER-ROBERTSON—April 30, at 3 Park Place, by Rev. W. H. Hudson, Philip Schneider, M. D. of Philadelphia, Pa., and Jessie J. Robertson of Auburn, N. Y.

### DIED.

EMBODY—At his home, No. 78 Seymour street, Auburn, N. Y., Wednesday afternoon, May 1, 1907, Daniel A. Embury, in the 82d year of his age.

DEBBYSHIRE—In Moravia, N. Y., at the home of George Coleman, April 24, 1907, Eliza J. Debbysire, aged 88 years and 9 months.

JONES—In the town of Throop, Tuesday, April 30, Sarah Fowler, widow of the late Charles H. Jones, aged 63 years, 1 month and 25 days.

ROBINSON—In the town of Throop, Tuesday morning, April 30, 1907, Clarence Lester, infant son of Sandy W. E. and Gertrude Stewart Robinson, aged 3 months and 25 days.

### LET US HELP YOU HOUSE CLEAN...

1 lb coffee, 1 qt ammonia, 25c  
1 lb coffee, 1 cake sapollo, 25c  
1 lb coffee, 1 cake bon ami, 25c  
1 lb coffee, 1 carpet whip, 25c  
1 lb coffee, 1 lb 20 mule team borax, 25c  
Or you can get same with 1-2 lb best tea.

### New Housekeepers

Housekeepers who wish to match up or replenish their kitchen ware will find our enameled ware is the kind that lasts, because it is double coated and selected 1st quality.

### Trading Stamps

THIS WEEK THURSDAY AND FRIDAY I will take Purple or Gold Bond trading stamps in one-half payment for housefurnishing goods. Bring loose or in books to

### C. G. Hayden's Bargain Store.