

### Legal Right of Communities to Appropriate Funds for Motor Parking Space Is Question

(Continued From Page One)

It might be a blessing in disguise to the harassed towns and villages. "Prohibit all parking near stations," Mr. Burdett related, "and the problem disappears." He indicated that walking to and from railroad stations could not be considered exactly a hardship in most cases.

These remarks were made following a short lecture given on zoning topics before the Greenville Club by George H. Ford, well-known expert. Mr. Ford was called upon to inform the audience concerning the legality of parking appropriations. He paraded the doubt originally expressed, in heavier lines by admitting that legal opinion is divided on the question.

"Many planning and zoning boards have been able to get away with this and a number of other things of untested legality because of general sentiment, but the question for the lawyers to fight out," he said.

Previous to this discussion, Mr.

### MAHLSTEDT AND YERKES MERGE, REPORT

statement will be issued early next week.

"Whether the arrangement is in the nature of a sale or a lease of the Yerkes interests to the Mahlstedt firm could not be ascertained today. Representatives of the building industry have been watching the negotiations with interest as the amalgamation will make the Mahlstedt firm the largest distributor of building materials in the state outside of New York City.

Representatives of both firms declined to discuss the matter when approached, other than to intimate that the public would be fully informed of the transaction next week.

An unofficial report from Tompkins is to the effect that English Yerkes will be elected to the board of the Mahlstedt firm as a part of the transaction.

The Yerkes company is one of the oldest in the Yonkers building industry and it is the largest distributor of lumber in that section.

The Mahlstedt company has undergone a period of expansion in the past two years and has valuable land and water rights in every section of the county.

New Rochelle, branches have been established by purchase of other properties at Mount Vernon, White Plains, Mamaroneck, Yonkers, Rye, and Croton-on-Hudson.

Something over two years ago the business of Young Brothers in White Plains was taken over by the Mahlsteds.

### STARBUCK FOR RADIO POST

Hoover Nominates New York Democrat For First Radio Zone in Senate Monday

Washington, April 27 (UP)—President Hoover has selected William D. Starbuck, 43, mechanical engineer and attorney of New York City, to be a member of the Federal Radio Commission, filling the vacancy for the first radio zone comprising the North Atlantic seaboard states.

Under the law this place was to be filled by a Democrat and Starbuck was approved by the two Democratic New York Senators.

He was born in New York City and is a graduate of Columbia University and a member of American Society of Mechanical Engineers.

The appointment will be sent to the Senate for confirmation Monday.

### SUICIDE

Mount Vernon Man Dies By Self-Asphyxiation. Was Tired of Life

Mount Vernon—Tired of living, John Peoria, 61, placed a rubber tube from a gas heater in his mouth, turned on the gas and died in the kitchen of his home at 1214 South Street, here yesterday.

Neighbors smelled the gas and found Peoria's body. Dr. Amos O. Squire, medical examiner, said the death was a suicide.

### ROGERS SONS OPEN A NEW STORE TODAY

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fied throughout the furnishings and decorations of the new store. As one enters the foyer on Main street, Show Tables.

Large show tables built like office desks are particularly new and attractive. They are finished in silvered walnut inlaid in the natural wood.

The floors throughout the store and in the foyer are also in the modern style. They are of a gray and black composition inlaid with brass stripes. The dome of the foyer is a huge fluted center piece from which will hang a large chandelier.

The show cases and furniture throughout are in the same style. Massive pyramid blocks of natural walnut set off the tops of the show-cases.

Lighting fixtures are long and slender and silver finished in harmony with the fixtures. Wall cases are lighted.

Three Floors.

The new store will have three floors. On the main floor will be the children's clothes and all accessory lines. On the mezzanine floor will be the dress department with its own entrance on Grand street. On the lower floor all domestic stock will be displayed.

Francis Rogers and Sons, a New York firm, first opened their doors for business in White Plains in July 1926. Miss Florence Dieckmann was placed in charge and will be the manager of the new store. She has been with the company eight years, transferred here from the main store at Fordham road at Park avenue, the Bronx. Miss Dieckmann's mother was also an employe of the company while it occupied its first building, Eighth avenue at 26th street, New York City.

The company, which was founded 62 years ago, is now operated by the grandsons of Francis Rogers, the founder. The business descended from him to his son, Alfred M. Rogers, Jr., and Harold, the present owners. The firm also has a store in New Rochelle.

Miss Dieckmann said that a large parking space would be available for customers in the rear of the building on the Grand street side. Two floors above the store are to be rented for offices.



White Plains Kiwanis Actors. The White Plains Kiwanis entertainment at Purchase Community Home. The "French Maids," in the picture are Clayton Ten Broeck, Myron S. Bunker, George F. Adams and J. Hulsey Thomas.

### MCLAUGHLIN PROCLAIMS MUSIC WEEK

Urges White Plains Residents To Observe Exercises in Public Places

Mayor Frederick Co. McLaughlin this morning issued a proclamation setting aside the week beginning May 5 as National Music Week in White Plains.

The mayor's proclamation follows: "Pursuant to the request of the National Music Week Committee of which Herbert Hoover, President of the United States, is honorary chairman of an honorary committee of governors, I proclaim the week beginning May 5, 1929 as Music Week and call upon the people of our city to observe the same by appropriate exercises in schools, churches, theatres, and places of

### IN TOILS Samuel Street Arrived On Local Charge As He Steps From Penitentiary. Check Involved

With a 30 day sentence just completed, Samuel Street, colored, of Greenburgh, stepped out of the Westchester County Penitentiary this morning into the waiting arms of Detective Edward Hughes of the White Plains police, who arrested him on a warrant charging petit larceny.

Street is charged with writing a worthless check for \$15 payable to Joseph Wolf of 84 Main street, this city. He pleaded not guilty and was given an adjournment until Monday to obtain counsel. His bail was fixed at \$250 real property.

Street received the sentence just completed for passing a bad check for \$40.

Public meeting, thereby joining with about three hundred towns and cities throughout the United States in such observance."

President Hoover, who is honorary chairman of the honorary committee, issued this statement: "Cultural development of a people must proceed in step with material well being if they are to enjoy the fullest happiness. Musical appreciation should, therefore, be promoted as one of the liberal arts of life."

### Y.M.C.A. SERVES HIGH PURPOSE IN RECREATION

200 Delegates at Opening of Convention in Syracuse—W. H. Baxley, Westchester, Presides

Syracuse, N. Y., April 27 (UP)—The Y. M. C. A. serves its highest purpose in offering physical and mental recreation, according to the consensus of opinion expressed by 200 delegates at the forty-eighth annual convention today.

Missionaries go abroad for service, not conquest, Erben Harris, of Union Theological Seminary, one of the convention speakers, said. He revealed that Mohammedans are the most difficult subjects for conversion, only 130 having embraced Christianity, in the records of the mission board.

John W. Brooks, Syracuse, presided at sessions assisted by A. H. Whitford, Buffalo, Miles Ten Eyck, Albany, and W. H. Bailey of Westchester.

### Youth Film-Flams Harrison Judge With Old 'Fast One'

Harrison—A clever youth yesterday afternoon pulled a fast film-flam stunt on Police Justice, C. J. Sullivan here and got away with a five dollar bill after the Judge, a station agent at the Harrison station, had "chased a ten dollar bill."

The youth, a stranger to the Judge, purchased a ticket for Mamaroneck and handed the agent one dollar. While Judge Sullivan was making change the stranger asked for change from his "ten spot." He talked about the weather and jibed as the agent counted out five one dollar bills and a five.

"Here, take the five dollars and get some cigars for yourself," the stranger said as he pushed five dollars back to the judge.

"Thank you was the reply, as the stranger ran for his train.

### WALKED INTO AUTOMOBILE

Arthur Cornier Escapes Unhurt But Wins in Court—Identity Confused

An unkempt man landed in City Court this morning; he admitted he didn't know how to wake up to find a charge of grand larceny staring him in the face. How it all came about, no one seems to know but Arthur Cornier, of 33 South Lexington avenue, arrested last night for public intoxication, got mixed up with William Hawkins of the St. Charles Hotel, arrested this morning for grand larceny, and Cornier was brought in when Hawkins' name was called.

After a certain amount of confusion and a great deal of snickering in the spectators' section, Cornier was finally identified and dismissed. He really had a tough time he said and the judge agreed. Cornier was strutting down Grove street in his shirt and tie, making drinking—when he had the misfortune to run into an auto driven by William J. Connelly, of 40 Mitchell place. Connelly brought Cornier to Police Headquarters and he was later taken to the White Plains Hospital.

Dr. Kinman pronounced him unharmed whereupon Patrolman Sullivan arrested him for public intoxication, Connelly refused to make any charges against him in court this morning, so he was dismissed.

### HAMBONES MEDITATIONS

By J. P. Alby

BOSS 'LOW DEYS HEAF O' WAYS I COULD SAVE TIME ROUH' HEAH; 'YASSUH, EN ONE UV 'EM BE FUR HIM TO QUIT DAT STURBIM-FIE WID COMPLAINTS!!'

### PORT CHESTER KILLER FACES LIFE SENTENCE

Ralph Mellisari Denied New Trial in Murder of Union Leader in Wilkes-Barre

Wilkes-Barre, Pa., April 27 (UP)—Ralph Mellisari of Port Chester, N. Y., facing a sentence of life imprisonment for the murder of a mine union leader here, has been denied a new trial and will be finally sentenced Monday.

Mellisari was tried and acquitted of the murder of Alex Campbell, and was then placed on trial for the murder of Peter Reilly, shot down with Campbell. The jury in the Reilly case returned a verdict of guilty and specified life imprisonment.

In overruling the motion for a new trial, the court held that Mellisari had not been placed in jeopardy twice for the same offense as the same bullet did not kill both Campbell and Reilly.

The conviction was on circumstantial evidence.

Two other men, Peter Delosca and a man known only as "Little Jimmy" are under indictment for the Campbell and Reilly murders, but have never been apprehended. It is said they are New York gamblers.

Reilly and Campbell were shot down during the bitter Pittston mine war more than a year ago.

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