The Weather
FAIR

Bismarck Daily Tribune.

Last Edition

THIRTY-SIXTH YEAR, NO. 256 (NEWS OF THE WORLD) BISMARCK, NORTH DAKOTA, TUESDAY MORNING, OCTOBER 24, 1916 (BY ASSOCIATED PRESS) FIVE CENTS

TEUTONS CAPTURE ROUMANIAN SEA PORT

VALLEY STRONG FOR REPUBLICAN BATTLE CHIEFS

Hughes and M'Cumber expected to Poll Biggest Vote Ever Given Party

EXCELLENT REPORT FROM NATIONAL HEADQUARTERS

Reversion in California, Exceptional—Montana Only Doubtful Western State

A two-days swing thorugh the Red River valley has convinced a Tribune representative that so far as North Dakota is concerned it may be relied upon November 7—"Hughesday, November 7", they write it at the Forks—to do its duty by the entire Republican ticket, national, state and legislative. Opinions vary as to the exact extent of the Republican majorities which will be polled in November. All are agreed, however, that the party vote will be the largest in the history of the state.

Busy at Headquarters.

Everyone is busy at the Republican headquarters in Fargo and Grand Forks. Reports are being received almost hourly which indicate a healthy trend toward Republicanism throughout the state. State Chairman Lemke has proven himself very much on the job from the first, and the fruits of his labors are being revealed in growing sentiment for the party and its candidates everywhere.

Knute Nelson in State.

A master stroke for Lemke was the bringing here for a follow-up over Bryan's tracks of Senator Knute Nelson of Minnesota, probably one of the strongest men in the northwest. Senator Nelson entered North Dakota at Grand Forks this morning and he will cross the state on the Great Northern speaking at all points covered by the former secretary of state in his recent tour. Nelson, it is predicted, will make more votes for his party than any other man who could have been asigned to this territory.

From National Headquarters.

Warden Frank S. Talcott and Attorney General Henry J. Linde returned Sunday night from a several days' visit in the east. They spent Saturday at the Republican national headquarters in Chicago, where encouraging reports were being received from all parts of the country.

"The greatest drift toward Republicanism is noted in California," said Mr. Talcott, enroute home. "The change there is really remarkable. Montana is regarded as doubtful at national headquarters, but the committee reports that it has a 'good two-fisted fighting chance' for Kentucky and a number of other important border states."

700,000 Travelers for Hughes.

"Every commercial man in the United States will vote for Hughes," asserted the representative of a prominent New York importing house, while on his way to Fargo on Saturday. "The commercial men are a unit for a Republican administration, and they are working for the ticket everywhere. In my opinion their influence will be an important factor. Free trade has never helped a commercial man. It is difficult, as every salesman will tell you, to sell goods on a declining market, and that is what a Democratic administration puts us up against every time."

What Will Labor Vote Do?

"I believe Wilson is over-estimating his pull with the labor vote," chimed in another traveler—a railway telegrapher from western Montana. "His stand in the recent eight-hour case has helped a very small percentage of the railway laborers at the expense of the much larger percent who were better entitled to shorter hours and more pay. I do not believe that Wilson in helping the three brotherhoods to a bigger slice of the railway earnings has gotten anywhere with the telegraphers, the shop men, the track men and the hundreds of poorly paid clerks who see their chance of ever getting a raise reduced just so much."

Incidents of he tour which have no real bearing on the political crisis approaching its crux were a friendly meeting between Jerry Bacon and former United States Senator Henry Clay Hansbrough, in the lobby of the Hotel Dakotah at Grand Forks on Sunday afternoon, and a Fargo chat between Dave H. MacArthur, Democratic candidate for governor, and Porter J. McCumber, nominated by the Republicans for re-election to the United States senate. Mr. Hansbrough was in the Forks territory seeking to elevate a Democrat to the high office in which the votes of his Republican friends placed the Honorable Henry Clay. There is a serious question in the minds of prominent Democrats as to the value to their cause of Mr. Hansbrough's apostasy.

Police Chief Is Indicted; Graft Alleged

Charged With Conspiracy to Nullify Anti-Gambling Laws

HEALEY'S SECRETARY CAUGHT IN NET

Mayor Thompson Refuses to Make Any Comment on Grand Jury Report

Chicago, Oct. 23.—Charles C. Healey, chief of police, was indicted on two charges in returns made by the grand jury here today. The first indictment accuses him of malfeasance, and the second names the chief, William Luthardt, his secretary, and Charles T. Essig, secretary of the Sportsmen's club, as conspirators in a plot to nullify the anti-gambling laws.

Bonds $20,000.

Chief Healey's bonds were fixed at $20,000. The bonds of Luthardt and Essig were fixed at $10,000 each.

Mayor Thompson was presiding over a city council meeting when informed that the indictments had been returned.

"I will make a statement later," he said. "But the people of Chicago should understand that only one side has been heard."

All three of the indicted men refused to discuss the indictments. The chief was attending the hearing before Chief Justice Olson when informed of the indictment.

Bonds for the release of Chief Healey and the others were signed tonight. Mayor Thompson announced he would not suspend the police chief because of the indictment.

FOUR DROWNED AS AUTO GOES INTO RIVER

Chicago, Oct. 23.—Four persons were drowned when an automobile was driven over the open draw of the Twelfth street bridge into the Chicago river tonight. Two women, also occupants of the car, were rescued. The identity of none of them has been established.

VILLA ATTACKS GENERAL OZUNA

El Paso, Texas, Oct. 23.—Francisco Villa led the vanguard under General Callos Ozuna into an ambush between Santa Ysabel and San Andres on the western division of the Mexico Northwestern railroad Friday, according to a report received by one of the federal department agents here. The report was received by the special agency for the federal government. The bandits, who were hidden behind the rocks along the railroad, poured a heavy fire into the Carranza troops, according to the report.

The same source of information claims to have confirmation of the report that the Carranza troops then retreated to Santa Ysabel, and then to Palomas, and are now reported to be in Fresno, the first station west of Chihuahua City. The report that General Ozuna had been killed is receiving credit here in official circles.

JOHN DIETZ AFFAIR STAGED IN NEW YORK

Empire State Squatter Resisting Arrest Kills Sheriff, Wounds Five

CLIMBS TO ROOF TO SHOOT INVADERS

Finally Killed After Battle Lasting More Than an Hour

White Stone, N. Y., Oct. 23.—Al Stier, sheriff of Queens county, was shot and killed and four policemen and a deputy sheriff were wounded today by Frank Paff, a squatter, near here, before Paff was eventually killed by Police Sargent James Fitzgerald, after a siege of one hour and a half, in which policemen, deputy sheriffs and bluejackets from the United States torpedo boat Henley tried to capture Paff.

Sheriff Stier, accompanied by a policeman, went to Paff's shanty, located in a strip of wood, to arrest him on an order for contempt of court. When the officers informed Paff of the mission, he picked up a shotgun and fired at them.

Sheriff Killed First.

The sheriff dropped to the floor mortally wounded. Mrs. Paff, who had admitted the sheriff, fled from the shed, and Paff ran on the roof with a liberal supply of ammunition. The shanty was surrounded. Paff, smoking a pipe, fired several shots which were returned by the deputies. After five men had been wounded by the squatter, Sargent Fitzgerald obtained an automatic rifle from the torpede boat and ordered Paff to surrender.

Paff fired at Fitzgerald, and the latter, a former United States soldier, returned the fire. Paff fell dead on the roof of the shanty.

$5,000 CATTLE FRAUD CHARGED

St. Paul, Minn., Oct. 23.—William Hinz, alias Art Larson, alleged swindler of McIntosh, S. D., ranchers, will be returned to Corson county for trial.

Deputy Sheriff Hayward produced extradition papers in police court today, when Hinz was arraigned as a fugitive from justice.

Hinz, who is alleged to have executed a $5,000 swindle, by paying for cattle with checks on banks where he had no deposit, said he will not fight extradition.

ACTUAL WHEAT SALE AT $2 REPORTED IN MINNEAPOLIS MILLS

Minneapolis, Minn., Oct. 23.—Actual sales of No. 1 Durum wheat at $2.00, for milling purposes, were reported in Minneapolis today.

SIXTEEN MINERS ESCAPE FIRE.

Pottsville, Pa., Oct. 23.—Sixteen mine workers were caught behind a wall of fire in a gangway in the Susquehanna Coal company's Lytle colliery at Minersville, today, and rescue corps worked until late tonight before they were released. All men were taken out alive.

NO PEACE SAYS GREY UNTIL WAR BRINGS LIBERTY

Allies Jointly Must Consider Basis Upon Which Hostilities End

NEUTRAL COUNTRIES CAN PREVENT FUTURE WARS

Foreign Secretary Sees Little Chance of Ending Conflict Soon

London, Oct. 23.—Another contribution to the discussion on peace was made by Viscount Grey, secretary for foreign affairs, at a lunch given today by the Foreign Press association, at which the diplomatic representatives of all the allied countries were present.

The foreign secretary made it plain that the Allies were not prepared to discuss peace terms, and gave no indication of what their terms might be, but welcomed any effort by neutral countries for a combination to prevent future wars. Some of the most important passages of the secretary's speech follow:

General Object.

"I would like to talk, not, indeed, about actual conditions of peace, which can only be stated and formulated by the Allies together and not by any one of them separately, but about the general object which the Allies must secure in this war. And to do that I would ask you to recall that we must never forget how the war came about. If we are to approach peace in a proper spirit, it can only be by recollecting and recalling and never for a moment forgetting what was the real cause of the war.

"Germany talks of peace; her statesmen talk of peace today. They say: 'Germany must have guarantees against being attacked again.' If this war had been forced upon Germany, that would be a logical statement. It is precisely because it was not forced upon Germany, but was forced by Germany upon Europe that it is the Allies who must have guarantees for future peace."

The Neutrals' Task.

Passing to the question of neutral countries, Viscount Grey said, in answer to a question as to what they could do.

"I believe the best work neutrals can do for the moment is to try to prevent war like this from happening again. If the nations had been united in such an agreement and prompt resolution to insist in 1914 that the dispute must be referred to a conference or The Hague, that the Belgian treaty must be observed, there would have been no war."

JUDGE HUGHES TAKES DAY OFF FOR REST

Montclair, N. Y., Oct. 23.—Charles E. Hughes spent today quietly here. He took a long walk in the forenoon and went for an automobile ride in the afternoon.

GERARD TO SEE WILSON.

Long Branch, N. J., Oct. 23.—James W. Gerard, American ambassador to Germany, will see President Wilson here tomorrow for the first time since his return from Berlin. It is expected Mr. Gerard will report to the president on the official and popular attitude in Germany toward the submarine issue. Peace and other subjects may also be discussed.

RICH U. S. GIRL TO WED ITALIAN PRINCE

MARGARET DRAPER

Miss Draper, richest girl in Massachusetts, and Prince Andrea Boncompagni, of a famous Italian family, are to wed. Cardinal Gibbons will perform the ceremony. The privilege of holding the nuptial mass in a private house was bestowed as a favor by the Pope.

ENDLESS CHAIN LETTERS CLOGGING MILL CITY MAIL

Silk Skirt Fraud Brings an Avalanche of Ten Cent Pieces

25,000 LETTERS REACH TOWN IN ONE DAY

Minneapolis, Minn., Oct. 23.—Thousands of letters, each containing 10 cents, are pouring into the local postoffice daily from women in various parts of the country who have joined in an "endless chain" scheme promoted by the so-called National Brokerage Exchange.

Federal agents are searching for officers of the "Exchange," who are wanted for using the mails to defraud. A room in a local business block to which all the letters were addressed, was suddenly vacated three weeks ago, the authorities say.

To every woman who would send 10 cents in silver and write five friends urging them to join in the chain, the "Exchange" promised a "new 1917 model silk petticoat."

"The volume of mail for the 'Exchange' is rapidly growing," said Postmaster E. A. Purdy, "and today we received 25,000 letters, enclosing 25,000 dimes. Thousands of the letters have been returned to the writers, but a large majority carried no return mark, and as a result the dead letter office is becoming clogged. Other mail channels of the local office are choked daily by the influx of mail for the 'Exchange.'"

CONTANZA FALLS BEFORE VON MACKENSEN'S VETERANS DOBRUDJA REGION OVERRUN

Right Wing of Field Marshal's Army Victorious in Balkan Drive—Left of German Forces Closing in on Important Cities

RUSSIANS AND ROUMANIANS IN RETREAT OVER WHOLE FRONT

London, Oct. 23.—The Dobrudja region of Roumania is apparently being overrun by the forces of the Teutonic Allies.

Constanza, Roumania's chief seaport and fortress on the Black Sea, already has fallen into the hands of the right wing of Field Marshal Von Mackensen's army. The left wing is nearing the town of Tchernavoda, where the Danube is spanned by the bridge of the railroad running from Constanza to Bucharest. The invaders have cut the railroad near Murfatlar and pushed their troops "far beyond" the railway lines, according to Berlin.

Before the rapid advance of the Germans, Bulgarians and Turks,—rapid, despite heavy, soggy ground—the Russians and Roumanians are in retreat along the entire front, but, according to Petrograd, are offering stubborn resistance.

Aside from the operations in the Dobrudja, another British smash at the German line on the Somme region, in France, which netted them more than a thousand yards of trenches east of Geudecourt and Lesboeufs, and carried their front a step nearer the Bapaume-Peronne road, is the most notable incident of the day. Again, described by Paris, as "appreciable," also is recorded for the French northeast of Morval.

On the Transylvania front, stubborn fighting is still in progress for the mountain passes and the territory inside Roumania which has been captured by the Austro-Germans.

At the bend of the Cerna river, in Serbia, Berlin says the Germans and Bulgarians, fighting side by side, have halted the offensive of the Serbs, who now are on the defensive.

The Italians have again begun a lively bombardment of Austrian positions on the Carso plateau.

Ten steamers and two sailing vessels—all of them neutral—are reported to have been sunk, but whether by submarines or mines, is not stated. Five of the vessels were Norwegian, two Greek, two Danish and one Dutch. They aggregated 12,474 tons gross. The sailing crafts were a Danish schooner and a Swedish bark. The British steamer, Cabotia, of 4,309 tons, is believed to have been sunk.

SUPREME COURT WILL DECIDE IN DRAINAGE CASE

Attorney General Linde Files Papers With Highest Tribunal in the Nation

NORTH DAKOTA CLAIMS DAMAGE OF $1,500,000

North Dakota's claim for $1,500,000 flood damage against the State of Minnesota will be heard before January 1 by the United States supreme court. Attorney General Linde returned Sunday from Washington, D. C., with advice that the nation's highest tribunal had granted application by Mr. Linde as attorney for the state of North Dakota to file a bill of complaint. Every effort will be made to expedite action in the suit, and Mr. Linde expects to have it called before the first of the year.

Several States Involved.

Although North Dakota's action against Minnesota in this well known flood damage case is an independent one, the outcome will involve a similar claim held by South Dakota, and important interests of the three states are concerned. As a result of Minnesota's emptying drainage canals into the Bois de Sioux and Mustinka rivers, valley lands in Richland county were flooded in 1915, and all crops were drowned out. Twelve thousand acres of land were covered, and the farmers claim a total loss of $1,500,000. This year the floods were so severe that it was impossible for the farmers to do any planting, and there is no means of estimating the total loss to which they have been subjected. It is said that the northeastern corner of South Dakota has been similarly affected, and that it has claims equally as great.

TEDDY INVADES BORDER STATE.

East Las Vegas, N. M., Oct. 23.—Theodore Roosevelt, in a 20-minute speech here tonight, criticized President Wilson's Mexican policy and urged his hearers to vote for Charles E. Hughes and "real Americanism."

Col. Roosevelt left here tonight for Colorado.

DEMOCRATIC LEADERS' STATEMENT ASSAILS LOYALTY OF HUGHES

New York, Oct. 23.—The Democratic National committee tonight issued what it termed "the second instalment" of charges that a secret agreement exists between Charles E. Hughes, Republican presidential nominee, and the American Independence conference, of which Jeremiah A. O'Leary is one of the heads.

Tonight's statement, the Democratic National committee announced, is based upon "the official records of the O'Leary organization," and attempts to show by excerpts from Mr. Hughes' speeches that are alleged to be a compliance with the "demands" said to have been made upon the Republican nominee by O'Leary and his associates.

Nothing to Say.

New York, Oct. 23.—A statement issued tonight by the Democratic National committee was read over by telephone to the secretary of Mr. Hughes at Montclair, N. J. Mr. Hughes declared he had nothing to say tonight concerning it.

Jeremiah A. O'Leary, in a statement tonight, said in part, in reference to the statement of Sunday:

"Governor Hughes has stated correctly what happened at our interview with him. In order to prevent any possibility of misundertsanding, or misrepresentation, we have carefully reduced to writing what we wish to say to Mr. Hughes. Our statement speaks for itself. The man who attempts to find fault with any portion of it, particularly with the question we ask, 'whether, or not, Mr. Hughes would administer the presidency of the United States in accordance with the spirit of the fathers and the whole American people,' is not a true American."

Mr. O'Leary said there was nothing secret about the conference. He said the interview was given by request.

Senator Knute Nelson Says Minnesota is Strong For Republican Nominee

Fargo, N. D., Oct. 23.—Minnesota will be overwhelmingly for Charles E. Hughes, in the opinion of United States Senator Knute Nelson of the Gopher state, while E. C. Eddy, former Minnesota congressman, just completing a three weeks' campaign tour in North Dakota, declares the Flickertail state is almost unanimous for the G. O. P. nominee.

Both Minnesotans, calling at the Republican state headquarters in Fargo today, declared entire satisfaction with the prospects for Hughes' election, discounting the noisy demonstrations being made by the Democrats in some quarters.

"If Democratic claims to strengthen other states are on a par with claims that have been made by the chairman of the national Democratic committee with respect to North Dakota, Republicans may rest assured that Charles E. Hughes will be elected," said William Lemke, Republican committee chairman tonight.

"It has just come to my attention that the Democrats expect to elect all three members of the lower house of congress in North Dakota, such belief being expressed by the Democratic national committeeman and the state chairman. Such a statement is ridiculous and if there is no more foundation for other Democratic claims than there is for that particular statement, then the result is assured."

United States Senator Knute Nelson, who opened his state tour at Cooperstown today, closing at Grand Forks next Saturday evening, declares his confidence in the ultimate result, and that Mr. Hughes has awakened the people of the nation to the peril of continuing Democratic administration in the saddle.

Rush Trial of McDaniel

St. Joseph, Mo., Oct. 23.—Unexpected dispatch marked today's session of the trial of Oscar O. McDaniel, prosecuting attorney of Buchanan county, charged with the murder of his wife. Before court adjourned, thirteen veniremen had been selected. They will become part of the special panel of forty from which twelve jurors will be chosen.

The question of John T. Barker, attorney general of Missouri, whose appearance today as head of the prosecution was a surprise for Mr. McDaniel, and his attorneys indicated that the state's case against the accused prosecutor would be of a circumstantial nature. Prospective jurors were questioned particularly as to their attitude toward that kind of evidence.

Insurance Company Bound by Acts of Agents, Says Court

An insurance company is bound by any act of its general agent which may appear to the insured to be within the bounds of the real or implied authority invested in that agent, ruled the North Dakota supreme court in upholding the judgment rendered the plaintiff in the Grand Forks district court in the case of the Michigan-Idaho Lumber Co. vs. the Northern Fire & Marine Insurance Co.

Ruling Important One.

The supreme court's ruling is regarded by Dakota insurance men as one of the most important that has issued recently from this state or any other in its bearing upon insurance business in general. It is expected to result in more rigid printed restrictions as to the rights and liberties of agents to bind the companies which they represent.

Story of Case.

The case as outlined indicates that the Michigan-Idaho Lumber Co. had reason to believe it was protected in the Northern Fire & Marine Insurance Co., through the latter's general agent advising the former that it was "covered," pending the issuing of a standard policy. There was a loss, which was adjusted by an adjuster representing the company, a draft was issued to the general agent to cover the loss, and he was later instructed to withhold payment of the draft.

The Court's Ruling.

The supreme court rules that the cause of action was found to be upon the settlement and adjustment of a fire insurance claim rather than upon a fire insurance policy, itself; that a

(Continued on Page Two)