

The Caldwell Tribune.

VOL. 21, NO. 48

CALDWELL, IDAHO, SATURDAY, APRIL 8, 1905

WEEKLY, \$2.00 PER YEAR

Joseph W. Huston.

Another of Idaho's distinguished citizens has solved the great secret—has passed into that boundless destination of all mankind. After a lingering illness, which became acute a few weeks ago, Joseph W. Huston died at his home in Boise, on the second of the month, at one in the afternoon.

The news of Jo Huston's death will cause the memory of many an old timer to run back through twenty five or thirty years. It will recall the great law firm of Huston and Gray, which, a quarter of a century ago, was at the head of the legal fraternity of Idaho Territory. It will recall the time when Jo Huston was United States Attorney and when people for miles about would flock to the court house—generally a log cabin or lumber shack—when it became known that the great Huston would "address the jury." There are men living in Idaho today who happened to be on "the other side," who have most vivid and painful recollections of Jo Huston's eloquence, wit and sarcasm, but to his honor be it said that none of these gifts were ever exercised by him save in the interest of a cause he believed to be just. Probably as beautiful an exhortation as human ever received was given by Huston to a Jew who had succeeded in having indicted an excellent ex-Union Army physician on some trivial charge. The poor Jew stood it for about two minutes and then incontinently fled. Some said he took the window sash with him. Subsequently the jury came in for special instructions, saying they had found the defendant "not guilty," but could not agree on the character of the capital offense committed by the prosecuting witness.

Jo Huston, in his prime, was a strong, aggressive independent, generous spirit. He was a most pleasant and instructive companion. His fund of humor and anecdote was inexhaustible. He had a wide and varied personal experience and was a prodigious reader. He knew good literature and enjoyed it. His intellect was bright, active and comprehensive, but his body loved ease. When spurred, he could accomplish the work of half a dozen men and then he could do the resting for a regiment. He had a broad, original vein and a vocabulary that was as luxurious as it was elegant. Some of the opinions written by him while a justice of the Supreme Court have already become classics, considered from the literary point of view. At times, he was cross as bear in outward expression. But it was only a mask to hide a heart as tender as a woman's and a disposition as playful and gentle as a child's. Nevertheless, he was morally and physically a courageous man. He flinched at no duty. In later years, broken by ill-health and the vicissitudes of politics, he became more secluded and was less seen and felt in public affairs.

The people of the State at large could only know of Jo Huston as he is reflected in his public career, but many of us knew and loved the man, and if a tear steals into our eye and a choking is felt in our throat because he has gone from among us, it is because he deserved these most honorable of human tributes.

What Doctor Wants It?

Boise, Idaho, Feb. 22, 1905.
Dr. W. C. Maxey, Caldwell, Ida., Dear sir:—I am invited by the president of the American Anti-Tuberculosis League to appoint twenty-five delegates to attend a convention of this organization to be held at Atlanta, Ga., April 17 to 19, and realizing that Idaho is virtually a sanitarium for this disease, and that it would be for the

best interests of the state and humanity for these people to know this fact, I have accepted this invitation and this will notify you that I have this day appointed you a member of this delegation, and I hope you will find it convenient to attend. I have sent your name and address to the president and you will hear from him direct. Kindly advise me at your earliest convenience if you can attend or not, and on receipt of your acceptance your commission will issue.

Yours truly,
F. R. GOODING,
Governor.

By letter of instruction from Gov. Gooding I am authorized to request any doctor, M. D. in this county who will go to the Anti-Tuberculosis League to be held at Atlanta, Ga., April 17, 1905. I cannot go. Money outlay prevents. The railroad fare is one and one-fifth fare return. See railway agents. The Governor has appointed me for this duty. I surrender all and decline the honor for the above cause. Will any doctor in this county accept and go? Kindly respond and write me at once, for you know this is very important to all the people. Wm. C. MAXEY M. D.

Have your teeth extracted while you sleep by Dr. Dutton. Dr. Dutton is having great success with his new somnoform outfit.

OPENING OF DISTRICT COURT.

Judge Smith Confronted With Heavy Docket.

Judge Smith opened court at this place Wednesday at 9 a. m. The following are the cases on the calendar:

Farmers Co-operative Ditch company vs. Riverside Irrigation district, adjudication of water rights. Set for trial on April 24, before Judge Stewart.

W. L. Stuart vs. Noble Ditch company, damages. Pending on demurrer.

Noble Ditch company vs. W. L. Stuart, B. G. Raybould and A. M. McMasters. Condemnation of right of way and damages. Answer of Stuart filed.

Minnie Young vs. John L. Young, divorce. Pending on default.

Moss Mercantile company vs. Henry and Etta Helmick, foreclosure of chattel mortgage. Pending on demurrer. Continued for term.

Idaho Northern Railroad company vs. Dan S. Richards, et al.

The Plano Manufacturing company vs. A. C. Prescott, debt. Pending on demurrer.

Wilson Leiser and Mrs. E. Ruhenberg vs. Board of Directors Pioneer Irrigation district, damages.

H. J. Cortner vs. Thomas L. and Carrie Simpson and F. A. Dorey, injunction. Pending on demurrer to amended complaint.

W. O. Randall vs. Cornelius Blayer, et al., foreclosure of mortgage.

A. E. Wright vs. Nellie and C. Packard, for possession of premises and damages.

W. L. Maple vs. Payette Ice company, damages. On appeal.

C. P. Lottig vs. J. E. Scott, et al. quieting title. Demurrer argued. Motion to separate different causes for action taken under advisement.

James Bradley, Jr., and William L. Kelley vs. B. F. Clay, debt. Pending on demurrer.

Feister Bros. vs. Oliver Hart, debt.

James A. Baxter vs. Fred E. Baxter, foreclosure of lien.

Clara Adell Ireton vs. William Ireton, divorce.

Henry M. Kimball vs. M. A. and Belle Kurtz, foreclosure.

Adeleide L. Hopkins vs. William

L. Fuller, restraining order and damages. Trial set for April 6.

H. B. and W. G. Pence vs. John Lemp, et al., condemnation of right of way and damages.

William R. Ballard vs. Pioneer Irrigation district officers, action for requiring the holding of an election, etc.

Robert C. Vaughn vs. R. A. Cowden, ouster proceeding.

Lewis J. McGee vs. F. L. Ball, T. C. Egleston and W. T. Callaway, ouster proceeding.

John M. Nicholas vs. N. P. Cason and B. F. Morrow, debt.

B. H. Coleman vs. Extension Ditch company, damages and restraining order.

P. E. Short vs. Thomas, Edith Robert Harris. Demurrer withdrawn. Defendant given 10 days to answer.

W. W. Snell and B. F. Walling vs. Mrs. Clara Fox, debt. Demurrer argued and overruled. Answer due April 12.

Martin Murray vs. Conda Wilson, debt.

Alice M. Hayes and husband vs. Alice M. Henry and husband, quieting title.

Mary and Jennie Cauffield vs. William Upchurch et al., quieting title.

David Hannah vs. Namp Fruit Farm company, petition of real estate, ect.

James Little vs. Louis Crawford, et al., quieting title. Set for April 6.

Ella Sutherland vs. Charles D. Sutherland, divorce. Default of defendant entered.

W. S. Maple vs. C. E. Brainard, debt. Demurrer argued and taken under advisement.

Mary Putman vs. J. E. Putman, divorce. Default of defendant entered.

A. B. Moss & Bro. vs. A. H. Ramsy, quieting title. Set for April 6.

Mortimer Sullivan vs. Farmer's Co-operative Irrigation company damages.

Dora Strauss vs. Alfred J. Freeman and wife, foreclosure of mortgage. Judgment entered for \$546.50 and \$75 attorney's fees.

Etha Sams vs. D. K. McConnell, debt. Set for trial April 6.

W. T. Burnidge vs. William Ireton, reformation and correction of contract and for the specific performance of same.

CRIMINAL.

State of Idaho vs. H. J. Cortner, L. Osborne, P. G. Osborne, misdemeanor. Continued for term.

W. H. Turlegan, misdemeanor. Set for trial April 11, 10 a. m.

B. J. Petrie, felony—placing obstruction on railroad track. Set for trial April 14. Plea of not guilty entered.

J. P. Stoffe, felony—assault with intent to commit rape. Set for April 14.

George L. Boggs, embezzlement. Set for trial April 13.

Charles H. Casper and Frank Lark, felony—placing obstruction on railroad track. To plead tomorrow morning.

OUR COUNTRY EDITORS.

Interesting and Breezy Happenings of the County Reported Expressly for The Tribune.

Roswell Notes.

Special to The Caldwell Tribune. Roswell, April 6.—Mrs. J. H. Lowell, of Caldwell, is visiting friends here.

H. C. Baldrige and family attended services here, Sunday morning.

Mervin McConnell, of Caldwell, was a Roswell visitor Sunday.

Miss Bessie Ragains returned to Pleasant Ridge the first of the week.

Died, Tuesday April 4, at the

home of his sister, Mrs. Sylvester Hill, John MacKenzie of Chicago Ill., from heart failure. Mr. MacKenzie had been in ill health for many years, but having grown worse within the last year, came to Roswell about eight weeks ago in hopes of regaining strength. The funeral services, Wednesday afternoon, were conducted by the Rev. George Runciman, and the remains laid to rest in Roswell cemetery.

Homedale Items

Special to The Caldwell Tribune. Homedale, Apr. 6.—J. E. Orr went to Caldwell yesterday.

James Pegram is putting up a house for himself near the school house.

F. E. Tracy and Miss Dorothy went to Nampa today.

Martin Jensen visited Caldwell the first of the week.

Mrs. Shipley of Caldwell visited relatives here Saturday and Sunday.

Mr. Cowan visited Nampa the latter part of last week.

J. W. McDowell and James Pegram were in Caldwell on Saturday.

J. G. Tracy was in Caldwell a few hours on Monday.

Miss Lela Tracy and her friend Miss Fox returned to Nampa last Friday.

J. W. McDowell went to the Warm Springs Tuesday to remain for a week or two, hoping to improve his health by the warm baths.

The young people gathered at F. E. Tracy's on Tuesday evening to practice singing. A very pleasant evening was spent.

New Plymouth Laconics

Special to the Caldwell Tribune. New Plymouth, April 7.—Mrs. Cragin is down with the diptheria.

The eighth grade took county examination last week.

Dr. Woodward, of Payette is sick with the spotted fever.

Miss Althea Sheldon spent Saturday and Sunday at home.

W. F. Ringer will ship his steers to Chicago next Tuesday.

J. K. Sheldon has been busy building a wheel in the ditch above his ranch.

Mr. Frank Ellis spent Saturday in Payette.

Mr. Kilheffer is erecting a new home for his family.

Miss Phoebe Sheldon is very sick with pneumonia.

Miss Myrtle Gamble, of Arcadia, Ore., is spending a few days in New Plymouth.

A. C. Ringer has not been very well this week.

E. D. Stillwell is on the sick list with inflammatory rheumatism.

Deer Flat.

(Dry Precinct.)

Special to The Caldwell Tribune. Deer Flat, April 7.—Mr. Jack Shew has been nursing a number of pet boils the past week.

Mr. Crook not being satisfied with his location moved his house and baggage to the south west corner of his claim.

Going up! What? New homes on Deer Flat. Among the latest completed are those of Mr. Close, Mr. Reese, Mr. Frank Dotson and Chas. Rietberger.

Mr. Chas. H. Hanson moved his house further back on his place. Supposition is it was too noisy along the road.

Mr. John Dotson is going down with a well. Has reached a depth of 125 feet and no water yet. Mr. Jones is doing the work.

R. W. Getts is busy at his claim clearing and gardening. He has

also worked on some of the new houses here.

Mr. John Jassen is number one with alfalfa at this end of the flat, it is doing fine at present. Contract your hay early of him, for later there may be none.

The framed article on page 1 of last weeks Tribune spread a smile of joy over a number of faces in this locality.

Messrs Close and Reese have taken a contract of leveling near town. They began work Tuesday.

Mrs. R. N. Gett is on the sick list.

Mountain View Bubbles.

Special to The Caldwell Tribune.

Mountain View, April 7.—Mr. Oscar Davis is visiting his aunt, Mrs. Farris.

Rev. Agee of Caldwell will preach at the Marble Front School house Sunday, April 9th, at 2 o'clock p. m.

Mr. A. L. Willson visited his daughter, Mrs. Vassar, Saturday.

Mr. Frank Parish is building an addition to Mrs. Small's house south of Caldwell.

Mr. and Mrs. Ed Simmons visited friends at Middleton Sunday.

Martin Bros., of Caldwell Steam Laundry were out on their ranch Sunday.

S. E. Vassar arrived from Denver Saturday where he was employed by the U. P. R. R. as car inspector. He returns in very poor health.

Bert Farris was quite badly crippled last week while working on a house in town, by a scaffold falling with him and in some way his foot came in contact with a chisel which made a very painful wound.

Mrs. Vaughn returned from Kansas Thursday for the benefit of her health.

E. M. Solomon lost several pigs last week by an unknown disease. Clarence Smith has rented Miss J. Finney's place south of town and will move this week.

Prof. J. W. Johnson was in the neighborhood last week, working for the interest of the sugar beet factory.

Mr. Mason has rented the Martin place.

Miss Esther Sterling spent Saturday and Sunday with her parents.

Miss Grace Cook visited her sister, Miss Birdie, on Deer Flat Tuesday.

People are now beginning to work on their laterals preparing for the irrigating season.

Middleton Gossips

Special to The Caldwell Tribune.

Middleton, April 6. The wife and daughter of Mr. H. D. Andrews arrived Thursday from Indiana. The family will make their home here.

Mr. Hy Kohlhepp was in Caldwell Monday on business.

Mr. George L. Myers started to Silver City Monday with a load of produce.

Rev. Thompson of Boise held the usual Saturday evening and Sunday services here this week.

Miss Caroline Murphy came down from Boise Monday to spend a week on her place on Willow Creek.

Marshall Stoffe has been on the sick list this week.

Hilton and Arthur Neth spent Saturday and Sunday at their home in Middleton.

Chester Crockett was in Caldwell Friday last.

William Aikman came down from Sweet Monday.

A. S. Bixby got home last Thursday from Wallace, where he has

been to see his brother-in-law who is sick.

D. S. Masterson, who has been sick for the past week, is improving. Ira Rutledge and wife and Mrs. M. E. Rutledge were in Caldwell Friday.

Mrs. Eliza Harvey and children of Boise are visiting friends in Middleton this week.

Miss Edith Sloan and younger sister, of Boise, are visiting at the home of Mrs. H. T. Scovel this week.

John Williams went to Ola Sunday.

Miss Eva Hill went to Caldwell Tuesday.

Out of the seven who took the eighth grade examination in our school, the four who passed successfully were Lena Neth, Mabel Shafer, Muriel Hadsall and Gladys Jarvis.

Miss Lillian Plowhead went to Emmett Thursday.

Emmett D. Nichols, who is sent by the National Prohibition Committee, of Pennsylvania, will speak in the M. E. Church, Thursday, April 20th.

The Bell Telephone Co. is extending the line up the hill road. There will also be several new phones put in on Willow Creek.

Dr. Hamer went to Boise Tuesday on business.

The Middleton school is busy preparing work to send to the Portland fair.

Mr. Hall's mining boat passed down the Boise Thursday on the way to Snake river.

The following program was rendered to an appreciative audience Sunday evening at the M. E. church by the W. C. T. U.

Song, America.

Song by Choir, "Fill the Ranks with Voters."

Roll Call.

Song, "Away the bowl."

Scripture reading, 91 Psalm.

Prayer.

Recitation, "I mean to be a man," Ralph Hadsall.

Recitation, "How my boy went down," Lottie Cox.

Duett, "Twas rum that spoiled my boy."

Paper written by Frances Willard, read by Mrs. Fowler.

Recitation, "Out at the elbows," Edna Bixby.

Recitation, "Voters," Lumma Phillips.

Song by choir, "In her home the mother sits."

Reading, Mrs. Jones.

Essay on monuments by R. H. Rutledge.

Solo, Lena Neth.

Recitation, "I'll sign the pledge tonight," Fremont Slattery.

Recitation, Maud Jarvis.

Solo, Dora Cox.

Quartet, "Save the boy."

The program was followed by taking a collection and presentation of the Temperance pledge.

John A. Clayton and wife came last week from Cassia County and will make their home on Willow Creek.

Mrs. Rosa E. Virtue will be retained as pastor another year at the Friends Church at Star.

A number of our young people attended a party Tuesday night given in honor of the Misses Sloan from Boise, at the home of Mrs. H. T. Scovel. A pleasant evening was spent and delightful refreshments were served. Those present were: Misses Mollie Power, Dora Cox, Muriel, Murnie and Beulah Hadsall, Daisy Hadley, Lena Neth, Pearl Lingenfelter, Lottie Cox and Grace Rutledge; Messrs. Chester Crockett, Archie Hadsall, Lee Williams, Oscar Maberly and Charlie Cox. No work nor expense was spared to make it in every way a success which it undoubtedly was.