

The Caldwell Tribune.

VOL. 23, NO. 19

CALDWELL, IDAHO, SATURDAY, SEPTEMBER 23, 1905

WEEKLY, \$2.00 PER YEAR

THE DOINGS OF THE COURT

A Great Many Cases Already Disposed of This Term.

THE NEW RURAL REGULATIONS

Issues Along the Route to be Numbered—Specific Instructions—The State Fair.

The following are the cases disposed of by the district court in session here, during the past week.

Tuesday morning a jury was empanelled to try some 14 criminal and seven civil cases.

Moss Mercantile Co., vs. Henry and Ella Helmick, foreclosure of mortgage, continued for the term. Idaho Northern Railroad company vs. D. S. Richards, continued for the term.

B. H. Coleman et al., vs. Extension Ditch Co., damages and rehearing order. Transferred to Washington county.

Mary and Jennie Canfield vs. William and Adelia Upchurch, quiet title. Default entered and decree granted.

Mary A. Dalin vs. Anthony Dulin, divorce. Default of defendant entered. C. D. Tillinghast withdraws as counsel and Mr. Zimmerman entered for plaintiff.

P. P. Shelby vs. Farmers Co-operative Ditch company. Injunction dismissed.

American and General Mortgage Co., vs. Martha Thorp, administrator of John Thorp estate. Foreclosure of mortgage. Demurrer sustained and plaintiff given till September 20 to amend.

J. B. Percell vs. William Wilson et al., debt. Dismissed at plaintiff's cost.

J. R. Sturgeon vs. J. J. Hamilton, damages. Demurrer sustained and leave granted to file amended complaint by September 18.

J. S. Thurston et al., vs. Peter Pence, debt. Demurrer argued and overruled. Given until September 22 to file answer.

Anna L. Pruitt vs. Mary J. and L. W. Varner, foreclosure of mortgage. Demurrer withdrawn, and to be filed September 21, 10 a. m.

J. M. Bennett vs. R. E. Haynes, election contest. Demurrer withdrawn, answer to be filed September 22.

Emeline Wilson vs. Chester Wilson, divorce. Decree granted.

Julia F. Riggs vs. Henry C. Riggs, divorce. Decree granted.

George Borne vs. John F. Bailey and wife, damages. Continued.

Daniel Hilfrey et al., vs. Joseph Perrault et al. Transferred to Ada county.

Anna W. C. Leonard vs. J. H. Leonard, Jr., divorce. Decree granted.

Christen Brooks vs. Rufus W. Brooks, divorce. Decree granted.

Minnie Smithson vs. David E. Smithson, divorce. Alimony granted as follows: \$50 for court expenses, \$35 per month since date of filing complaint, \$100 attorney fees. Demurrer overruled. Answer September 22.

State vs. J. M. Henderson and Harry Sage, forgery. Entered plea of guilty. Given one year each in penitentiary.

State vs. Charles Lock, misdemeanor, interfering with irrigation ditch. Dismissed on motion of county attorney.

State vs. Warner and Anna Blozer breaking dam. Dismissed on motion of county attorney.

There are about 14 criminal cases to be tried at this term of court and all by jury, which will take some time.

Tuesday morning the case of the State vs. Joseph Hall, burglary in the first degree was put in, and in the afternoon, State vs. Joseph W. Wilson, assault with deadly weapon.

Plans Mfg Co., vs. H. C. Prescott, debt. Continued for term by agreement of attorneys.

Guy C. Connor vs. Emma Connor, divorce. Decree granted.

James Little vs. Louis Crawford et al., smelting title. Judgment for plaintiff.

Rural Free Delivery.

All patrons of Rural Free Delivery Mail routes should read carefully the following instructions sent out by the Post Office Department, and be governed accordingly.

Washington, August 7, 1905. To postmasters:

For public convenience and to facilitate a more accurate handling of mail by rural free delivery carriers, it has been decided that each rural mail box in use on a rural route, which, under the regulations of the Department is entitled to service, shall be designated by number in the manner hereinafter set forth; and the delivery by rural carriers of ordinary mail matter of all classes addressed to such boxes by number alone is authorized so long as improper and unlawful business is not conducted thereby.

1. Postmaster at the respective distributing offices are hereby directed to instruct the carriers of all rural free delivery routes which have been operated sixty days or more, to review the rural mail boxes in use on their routes in the interval between the receipt of this order and September 30, 1905, and report which of them conform to the regulations and are thus entitled to the designative numbers.

2. The following, when found to be safe, waterproof, and fit receptacles for mail, are entitled to numbers.

(a) Boxes "approved" under Order 739.

(b) Non-approved boxes erected prior to October 1, 1902.

3. No non-weatherproof or otherwise unfit receptacles for mail shall be numbered. All such must be replaced with regulation "approved" boxes by the owners, or no number will be assigned.

No rural mail box erected within the limits of an incorporated city or town or within one-half mile of a postoffice at an unincorporated town or village shall be numbered unless such boxes were erected prior to October 3, 1903, or is being served by specific order of the Department.

Service must not be withdrawn, however, from any box now being served, until such withdrawal is expressly ordered by this office.

4. The numbers assigned to boxes on each route will commence with "No. 1," which will pertain to the first regulation box reached by the carrier after leaving the starting point of his route, traveling in accordance with official description; box after box thereafter to be counted and given proper number in regular sequence in of service from "No. 1." to and including all those boxes entitled to service located on the route.

State Fair.

Next Monday the State Fair at Boise will open and it promises to be an exceptionally interesting event. The management are endeavoring to make it the most elaborate and complete exposition ever held in the State. All the leading industries of the state will be represented. And in addition to the new educational features, there will be no end of novel and attractive recreations. The list of prizes is very large and liberal. All who can, should visit the fair.

To Butter Makers

For Rubber Stamps an ink that will not run nor injure butter, write to Will D. Candee, Weiser, Idaho.

THE FLOURING MILL ASSURED

Indian Territory Men Practically Close Deal With Caldwell.

MEETING OF COMMISSIONERS

The Board Meets to Transact Special Business—Tax Levy Fixed At \$2.00 on \$1.00.

Mr. Robert Britt, a mill man from Indian Territory, is in the city arranging to erect a grist mill here. He proposes to build a 100 barrel roller mill at a cost of about \$10,000, provided the people will give him a site and build the foundation. The Business Men's Club have the matter in hand, and it is probable the deal will be closed. In fact, it is practically closed now. It is the Tribune's understanding that the work of construction will be begun at once and the mill be put in running order in time to take care of this year's wheat.

Caldwell, Idaho, Sept. 11, 1905. The Board of County Commissioners met at 10 o'clock a. m.

pursuant to adjournment from Aug. 22, 1905. Present: F. E. Fisk, Chairman, D. P. Dodd and J. F. T. Basya, Commissioners and John A. Tucker, Clerk, when the following proceedings were had:

This being the day fixed by law for making the annual tax levy, whereupon the Board proceeded to examine the affairs of the county, and on motion, ordered that the tax levy for the year, 1905, be and the same is hereby fixed at \$2.00 on each one hundred dollars of the assessed valuation of the county, as shown by the assessment roll for said year, and apportioned to the various funds as follows:

State Fund.....	.48
Wagon Road Fund.....	.033
Industrial School Fund.....	.004
Public Building Endowment Fund.....	.006
General Interest and Sinking Fund.....	.102
County Indebtedness.....	.062
County Current Expense.....	.46
School Fund.....	.50
Road.....	.30
Ada County Indebtedness Fund.....	.04
County Interest on Emmett Bridge Bonds Fund.....	.013
Total.....	\$ 2.000

And it is further ordered that in compliance with Sec. 29, of an act of the Legislature entitled "An Act to suppress contagious and infectious diseases among live stock," approved March 6, 1905, a special tax of three-fourths of one mill on the dollar of the assessed valuation of all horses, cattle, goats, mules, asses and swine, and three mills on the dollar of the assessed valuation of all sheep, as shown on the assessment roll for this county for the year 1905. Such special tax to be collected and paid over to the State Treasurer at the same time that other taxes are remitted, to be placed in and to constitute a fund to be known as the Live Stock Sanitary Fund.

Whereupon the Board took a recess until 2 o'clock p. m.

2 o'clock p. m. This being the hour heretofore fixed for receiving and opening bids for the construction of a wagon bridge over the Middleton Mill Slough, near Middleton; thereupon the following bids were received and opened to-wit:

Emmett, Idaho, Sept. 9, 1905. To the Hon. Board of County Commissioners,

Canyon County, Idaho. Gentlemen: I propose to furnish all material and labor and build bridge at Middleton to conform with plans and specifications for same, for \$1,200.00. (twelve hundred dollars.)

Respectfully submitted, J. H. FORBES.

Caldwell, Idaho, Sept. 1905. To the Hon. Board of County Commissioners,

Canyon County, Idaho. I the undersigned agree to furnish all labor and material in the construction and completion of a Howe truss bridge across the mill slough at Middleton according to plans and specifications drawn up by Mr. Noot, civil engineer for the sum of \$1,575.00, (one thousand five hundred and seventy-five dollars), all work and material to be of the best.

GEORGE CANELL.

Nampa, Idaho, Aug. 11, 1905. To the Hon. Board of County Commissioners,

Canyon County, Idaho. We will furnish all labor and material necessary for the erection and construction of a new wagon bridge over the Middleton Mill Slough according to plans and specifications drawn up by Wm. Noot for \$822.95.

REINHARDT & KING.

Caldwell, Idaho, Sept. 11, 1905. To the Hon. Board of County Commissioners,

Canyon County, Idaho.

Gentlemen: We propose to furnish all materials and labor necessary to build and complete one 40ft. steel bridge on steel tubes in accordance with our plans herewith submitted for the sum of \$1,500.00 for plan marked "a" and for the sum of \$1,650.00 for plans marked "b," foundation in each case to be the same. If awarded contract we will furnish approved bond in any reasonable amount that may be decided upon.

Very respectfully, The Wichita Construction Co., By GEO. H. BRADFORD, Mgr.

It appearing that the bid of Reinhardt & King is the lowest bid submitted, on motion it is ordered that the contract for the construction and furnishing of all materials for such bridge, be awarded to said Reinhardt & King for the sum of \$822.95 the amount of said bid. And it is further ordered that the Chairman of this Board be instructed to immediately enter into a contract with the said Reinhardt & King for the construction of said bridge in all respects according to the plans and specifications heretofore adopted. And that upon the signing of said contract the said contractors be required to furnish a good and sufficient bond, in the sum of four hundred dollars conditioned upon the faithful performance of the requirements of said contract. Said contractors to be allowed sixty days from and after the signing of the contract for the completion of said bridge.

On motion the Board adjourned until September 27th, 1905, at 10 o'clock a. m.

Approved: FRED E. FISK, Chairman. Attest: JOHN A. TUCKER, Clerk.

Boise Pioneers.

Pioneer day will be celebrated on the 27th of September. A pioneer exhibit will be made during fair week and it is hoped all persons having relics of the early days or pictures of the "old timers" will send them to the "Pioneer Committee." On the evening of the 27th a grand banquet and reunion will be given by the Historical Society of Idaho Pioneers. All persons are eligible to membership who came to Idaho prior to 1875—also the sons and daughters of pioneers of eligible age. Let all pioneers unite in making the 1905 reunion one long to be remembered.

Get some of that fresh nut coal. Call up No. 81.

THE NEWS OF THE STATE

Happenings of the Week as Told by Our Exchanges.

TWIN FALLS KICKS ON TAXES

A Bottling Works and new Bank for Rexburg—Men Hurt at Meadows—Red Men Coming

The beautifully headed and ably conducted Twin Falls Times sends out the news that the Twin Falls Land and Water Company will combat the payment of taxes. We understand that the Twin Falls company is setting itself up as a great public benefactor to be classed with churches and fraternal societies. We don't know who is running that charitable institution just now, but there is no paucity of gall in the management. They claim they are simply agents of the State. When they turn over the profits to the State, we may think seriously about that. The Times also tells that daily trains are now running from Pocatello; that the school board has started a wagon to haul children to school; that the town council has granted a water works franchise that is not much in the interest of the people, and the H. L. Brandt and H. A. Partridge, formerly of Nampa, have settled in Twin Falls.

The Ontario hundred-eyed guardian of Io, has discovered that, "a Seattle minister, drawing a salary of \$5500 per year and possessing a sufficient amount of tangible assets to necessitate the employment of a lawyer at an annual salary to look after them, is in trouble. He is accused of using his ministerial half-fare permit for people who were not members of his family. The congregation by a somewhat divided vote "vindicated" the action and a division of the church may result. There is a suspicion that the congregation must number among its members some anti-scalping railroad men. The action of the Seattle divine shows the belief that it is not a crime to steal rides from a railroad company is not confined to tramps. And Oatario's history shows that other than tramps suck succulent straws.

The Current-Journal, which is a wideawake paper published in the flourishing town of Rexburg, is full of joy that comes of the knowledge that a big bottling plant is to be established there. In its exuberance it cries out: "Rexburg is to be congratulated on being selected as the most central point in the Snake river valley for the manufacture of bottles." Darn those typographical errors, anyhow.

The same paper says that a new bank, \$25,000 capital, just opened for business; Joseph Carter died, and the Fremont Construction Co. paid out wages amounting to \$35,000. A branch railway is being built from Plano to Sugar City.

Speaking of things in Oregon, the Vale Gazette, says: "The people of Malheur County will soon know whether or not the saloons are to be closed in the precincts that were voted dry. Vale, Westfall and Nyssa are interested. The county court refused to issue the prohibitory order in these precincts on the grounds that the local option law is unconstitutional. Mr. W. L. Gibson of Nyssa filed a mandamus suit against the county commissioners, and it will be remembered was defeated at the previous term of court, because of a flaw in the complaint. The supreme court reaffirmed the decision of the lower court."

The tidy and thrifty Post Falls Advance notes with pleasure activity in real estate in its locality.

Land sales are increasing and purchases are being made by a highly desirable class of people. Everything looks good in Kooetnia county. J. M. Matthews has put down a new sidewalk; Ben Hamilton has cut loose from the drug store and gone to Portland; Rold, Schlack and McLaughlin had a watermelon boat at Greenacres Sunday; Mrs. Clapp underwent an operation for tuberculosis in the elbow, and the Modern Woodmen gave a ball Friday.

Our ornithological friend, of Washington County, The Meadows Eagle, tells that, Joe Dockman, a workman on the road under construction above Payette lake, was struck on the head by a falling limb, which fractured his skull, causing death yesterday morning. Dockman is a stranger and nothing is known of his relatives or friends.

The Salubrious News-Letter reports that: Simeon Hopper met with quite a painful accident while working at Fuller Bros. saw mill. He, in some unknown manner, got his foot caught in the edger and the saw caught him in the sole of the foot, cutting that member about half off.

Mrs. Sarah C. Thompson, who died sometime ago, bequeathed \$16,000 to the Presbyterian church of Lewiston.

Mr. Lowell Reports on Reclamation Progress.

J. H. Lowell, president of the Payette-Boise Water Users' association, states that the work of securing contracts for the Deer Flat reservoir is progressing very satisfactorily and that no fears are now entertained as to the ultimate success in securing the site. The work for securing contracts for land to be irrigated is being pushed as vigorously as possible. There are still more people holding out whom it is desired to have come in, but Mr. Lowell is of the opinion that these will ultimately do so. So far about 70 per cent of the land in the proposed district has been signed up. Mr. Lowell states it is necessary to secure at least 90 per cent of the land and that he hopes to do this by October 10, so as to have everything ready to be laid before the board of engineers when it convenes, that final action can be taken on the project. If the remainder of the land can not be secured the whole matter will doubtless go over until some future time. For that reason, those interested in the success of the project are anxious to close the matter up.—Nampa Leader-Herald.

Red Men Coming.

This evening the Red Men of America will take possession of the City of Caldwell. About 7:30 Mayor Madden will deliver the keys to a representative of the order. After which ceremony and until midnight the Red Men will enjoy the freedom and hospitality of the town.

Two hundred warriors will be here. The purpose is the institution of Shoshone Lodge, No. 17 of Caldwell, Kuna Lodge of Nampa, and Umatilla Lodge of Payette, with installation of officers. The How Lish Whampa degree team of Boise will conduct the ceremonies. One hundred Boise Red Men will accompany the team. After the business is concluded luncheon will be served to all visitors. The preliminary ceremonies of extending the freedom of the city will take place at the band stand on Main street, and Caldwell's celebrated cornet band will furnish music for the occasion.

Adam's ice cream soda enjoys the distinction of being the best in town.