

# The Caldwell Tribune

VOL. XXXIII. NO. 12.

CALDWELL, IDAHO, FRIDAY, FEBRUARY 25, 1916.

WEEKLY, \$2.00 PER YEAR.

## GRIFFITHS SAYS HE HAS BEEN DAMAGED EXTENT OF \$10,000.00

H. A. Griffiths, county attorney of Canyon County, has brought suit against The Tribune for damages in the sum of \$10,000. Mr. Griffiths alleges that he has been damaged to that amount by libelous articles which appeared in The Tribune during the months of November and December, 1915.

The summons, with complaint attached, follows:

### SUMMONS.

In the District Court of the Seventh Judicial District of the State of Idaho, in and for the County of Canyon, H. A. Griffiths, plaintiff, vs. The Caldwell Printing Company, Limited, a corporation, John L. Davis and Daniel F. Banks, defendants.

The State of Idaho sends greetings to The Caldwell Printing Company, Limited, a corporation, John L. Davis and Daniel F. Banks, the above named defendants.

You are hereby notified, that a complaint has been filed against you in the District Court of the Seventh Judicial District of the State of Idaho in and for the County of Canyon, by the above named Plaintiff, and you are hereby directed to appear and answer the said complaint within twenty days of the service of this summons if served within the said Judicial District, and within forty days if served elsewhere; and you are further notified that unless you so appear and answer said complaint within the time herein specified, the plaintiff will take judgment against you as prayed, in said complaint in the sum of \$10,000.00 for damages alleged, as will more fully appear in the complaint filed herein, a copy of which is attached hereto and made a part hereof.

Witness by hand and the seal of said District Court, this 18th day of February, 1916.

L. C. KNOWLTON,

Clerk.  
E. J. Frawley and Charles F. Koelsch, Attorneys for plaintiff, residing at Boise, Idaho.

In the District Court of the Seventh Judicial District of the State of Idaho, in and for Canyon County.

H. A. Griffiths, plaintiff, vs. The Caldwell Printing Company, Limited, a corporation, John L. Davis and Daniel F. Banks defendants.

### COMPLAINT.

Comes now the plaintiff, H. A. Griffiths, and complains of the defendants herein, and for cause of action alleges:

I. That the plaintiff was on and before December 3rd, 1915, an attorney at law of the several courts and of record of the State of Idaho and of the United States District Courts, and admitted to practice therein as such attorney at law in said courts and was and has been since the 11th day of January, 1915, the duly elected, qualified and acting Prosecuting Attorney of Canyon County, Idaho, and has always as such attorney at law, and as such officer, conducted and demeaned himself with honesty and fidelity and has never been guilty of any misconduct or malpractice in his said capacity and profession of an attorney at law or in his capacity as such prosecuting attorney.

II. That the defendant, Caldwell Printing Company, Limited, is now, and at all the times herein mentioned has been, a corporation organized and existing under and by virtue of the laws of the State of Idaho, having its principal place of business at Caldwell, Idaho.

III. That the defendant, Caldwell Printing Company, Limited, as such company, controls and publishes, and at all times herein mentioned has owned, controlled and published at Caldwell, Idaho, a weekly newspaper, to-wit, The Caldwell Tribune, of general circulation in Caldwell, and in Canyon County, and throughout the State of Idaho, and other States where plaintiff is known.

IV. That defendant, Caldwell Printing Company, Limited, has issued its capital stock in the sum of \$25,000.00, and plaintiff is informed and believes, and therefore alleges, that defendant corporation is worth the sum of \$25,000.00.

V. That defendant, Daniel F. Banks, is, and was at all times herein mentioned, the manager of the defendant corporation, Caldwell Printing Company, Limited, and as such managed, directed and controlled The Caldwell Tribune, newspaper as aforesaid, at all the times herein mentioned.

VI. That defendant, John L. Davis, is, and was at all the times herein mentioned, the editor of the defendant corporation's said newspaper, The Caldwell Tribune, and as such edited the articles under the caption "Prickly Pears" hereinafter referred to.

VII. That on the 26th day of November, 1915, at Caldwell, Idaho, the defendants maliciously and unlawfully, and with intent to defame, published in said newspaper the following words under the caption "Prickly Pears" concerning the said plaintiff, and concerning him as such prosecuting attorney of Canyon County, Idaho, and in his capacity as an attorney at law, to-wit:

"PRICKLY PEARS."  
"Some day The Tribune will publish the chronicle of the year 1915 at the Canyon County Court House. Suggestions for the chapters of the narrative are welcome; many in fact have already been handed in. Among the suggestions are: 'Thirty Miles up the Weiser River in an Automobile,' 'Hardnuts I Have Captured,' 'The

Taking of the Insane Boy," "The Oregon Boot," "The Negotiations Necessary to the Employment of a Clerk," "Dodging the Law," "The Benevolent Assimilation of Procurers," "The Bootlegger I Captured by Mistake," "Slot Machines, Both a Gambling Device and a Game of Skill," "Saving Two Thousand Dollars per Year."

"As soon as practicable after this Act becomes effective, the County Recorders of Boise and Canyon Counties shall transcribe or cause to be transcribed, from the records of their respective offices, in a neat and proper manner, and clearly written with pen and ink, or with a typewriter with indelible ink, into permanent records all instruments, papers and other matters and things relating to or affecting property in said County of Gem."

So reads Section 11 of Senate Bill No. 97, which became a law and created the County of Gem. It is plain, clear and explicit. The transcription of the records is made a duty of the County Recorder.

"That an executive, legislative, judicial, ministerial or other officer of this State or of any district, COUNTY, city or other municipal subdivision, or of WHO APPOINTS OR VOTES FOR THE APPOINTMENT OF ANY PER- the STATE, including road districts, son related to him or to ANY OF HIS ASSOCIATES IN OFFICE by affinity, office, position, employment or DUTY, when the salary, wages, pay or compensation of such appointee is to be paid out of public funds or fees of office, or who appoints or furnishes employment to any person whose salary, wages, pay or compensation is to be paid out of public funds or fees of office, and who is related by either blood or marriage within the third degree to ANY OTHER EXECUTIVE, LEGISLATIVE, JUDICIAL, MINISTERIAL, OR OTHER PUBLIC OFFICER, when such agreement is made on the agreement, promise of such other officer or ANY OTHER PUBLIC OFFICER to appoint or furnish employment to any one so related to the officer making or voting for such appointment, is guilty of a misdemeanor involving official misconduct and upon conviction thereof shall be punished by a fine of not less than Ten Dollars (\$10.00) or more than One Thousand Dollars (\$1,000.00) and such officer making such appointment SHALL FORFEIT HIS OFFICE, AND BE INELIGIBLE FOR APPOINTMENT to such office for one year thereafter."

So reads Section 1 of Senate Bill No. 16 which became a law and is known as the anti-nepotism law. It is plain, clear and explicit. Do you see any way in which you might employ your brother-in-law or niece under that law? You probably don't. Your sight is not as good as Mr. Knowlton's, or Mr. Geisler. We respectfully ask: what is the prosecuting attorney doing about the flagrant violation of the law. The law is being violated openly at the present time and has been for months past.

"The anti-nepotism law in Canyon County is a dead letter. We have the brother-in-law of the County Recorder employed in the recorder's office; and also a niece of a county commissioner. We have on the recommendation of the sheriff a brother of the probate judge employed as bailiff in the sheriff's office and a deputy sheriff who escaped the law by the skin of his teeth. A nice little family affair."

The other evening our Probate Judge had a little altercation with one of the citizens of the town during which the Judge expressed his opinion of the county jail, the county attorney and other things that came within his purview at the time. He also stated "we had framed to land" where he belonged and would get him yet. That is very interesting news. "We" evidently referred to the probate judge, sheriff and county attorney. Framing seems to be a part of the duties of the present regime. We would suggest to Messrs. Froman and Griffiths that they muzzle the third member of the triumvirate.

VIII. That thereafter on the 3rd day of December, 1915, at Caldwell, Idaho, the defendants maliciously and unlawfully, and with intent to defame, published in said newspaper the following words under the caption "Prickly Pears," being a continuation of the "Prickly Pear" notes referred to in Paragraph VII of this complaint, and of concerning him as such prosecuting attorney of Canyon County, Idaho, and in his capacity as an attorney at law, to-wit:

"PRICKLY PEARS."  
"And Edward Meek, Esq., came Monday."  
"Two boys, Chas. Van Riper and John Geisler of Payette, were taken up under the child delinquency law. Young Van Riper is without friends. He was sent to the reform school. Young Geisler is the son of a promising Payette politician. He was sent back home, Justice, blind as a bat, still prevails."  
"Be careful not to offend against the county administration else the triumvirate may 'frame you' and 'get you.' The members of the family affair at the Court House may fight among themselves but they don't want any outside interference."  
"Aunt Nepotism has been taken right into the family in Canyon County. Not only are the present members of the family taken care of but prospective members also."  
"The intent and purpose of the anti-nepotism law has been violated, and is being violated today, in Canyon County. Why does not the prosecuting attorney get busy. He is busy enough in some matters."  
"THIS IS THE COUNTY LINE UP."  
L. C. Knowlton  
Brother-in-law Huff  
Carl Geisler  
Niece Geisler  
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(Continued on last page.)

## SOUTHERN IDAHO CONFERENCE DEBATE AT CHURCH TONIGHT

This evening, February 25, between the College of Idaho and the Idaho Technical Institute of Pocatello. This year the question, "Resolved, that the United States in addition to mail subsidies should subsidize our merchant marine," is both interesting and instructive due to the impending legislation on the matter.

The cup given to the winning school in the Conference Debate has been held by the College of Idaho for four years and this year they have placed a strong team in the field in the hope of retaining the honor. Wm. Welsh, Ralph King and Walter Kerrick are on the affirmative team, which debates here. Roscoe Turner, Dean Miller and Philip Paing, the negative team, go to Albion. Pocatello has a very strong team coming here. C. A. Myers, one of the trio is an old experienced debater. The other two are William Leek and Harold Dodge. The judges chosen for the debate are Judge Wm. C. Dunbar, of Boise; Supt. T. J. Klinger, Star; Attorney Ernest Anderson of Parma. In order that the people down town may hear the debate it will be held at the Presbyterian church at 8:00 o'clock.

## LORENZ 1916 ROAD SHOW NOVEL SENSATION

Coming to this city next week at the Bungalow theatre for two days, an attraction of unusual merit at popular prices, is the Lorenz 1916 Exposition City Road Show. Judging from the press comments of other cities where the Lorenz show has been playing to record capacity audiences, our readers will make no mistake in reserving their seats early for this attraction, which plays at the Bungalow Theatre, opening Wednesday March first.

The San Francisco News, in reviewing the Lorenz 1916 Road Show, states as follows: In its fourth week at the Savoy, the Lorenz 1916 Road Show made up of the big feature acts taken from the Exposition, continued its remarkable run of capacity crowds and smashing previous box office records.

Dr. Henry George Lorenz, the famous master hypnotist, who heads the bill, proved to an audience of capacity proportions that he is full measure, pure wool goods in his chosen line of endeavor—hypnotism. His act is filled to brimming with great features, practically all of which were staged with a view of putting the audience in a good humor. The famous funmaker changes his program daily.

"Terrill," billed as the Male Valeska Suratt, created a furor with the ladies in his gorgeous gowns and jewels, and was seen in the most perfect authentic dances of East India and Egypt ever shown here.

The Lorenz 1916 Road Show is a seventy-five minute joyride of new and novel entertainment, and quite a few notches ahead of anything ever before offered the public in the way of something different.

Coming to the Bungalow Theatre for two days only.

## WELL KNOWN HORSE BUYER INJURED IN RAILROAD WRECK

R. J. Speer in Collision Near Chaney, Washington.

R. J. Speer, a well known horse buyer who has been in Caldwell many times and is well known in this city, was in the railroad wreck which occurred at Chaney, Washington, Saturday. Mr. Chaney suffered two broken legs and internal injuries about the abdomen. He is now at the Sacred Heart hospital at Spokane. A telegram from Mrs. Speer states that he is in a very serious condition.

The wreck was a collision of a Burlington and North Bank trains.

Miss Smith of Finney Hall is reported to have typhoid fever. Dr. Cole is in attendance. She is being greatly missed by the girls of the dormitory.

Mr. Olin McLeod drove in from his ranch in the Gem District in his auto Wednesday afternoon. He reports the roads to be very muddy but was able to push through.



HAZEL DAWN IN "NIOBE," AT THE HURRY WEDNESDAY MAR. 1

## LANE WILL SEND AGENT HERE TO INVESTIGATE BOISE PROJECT

Secretary Lane will send a representative to Caldwell at once to make an investigation of affairs on the Boise government reclamation project. The charges that have been made, the report that was suppressed and all other matters effecting the rights and interests of the settlers will be gone into fully and thoroughly. The hearings will be open.

The above is the gist of a letter received by a friend from Mr. C. M. Rankin, who was sent to Washington by the board of directors of the Boise project, for the purpose of laying evidence before Mr. Lane, Secretary of the Interior.

Mr. Rankin was at Washington for a number of days before he could get a hearing before Mr. Lane. For a while it looked as though the threat made by Caldwell men that they would see that he did not get a hearing at the hands of Mr. Lane had been successfully carried out.

Congressman Wilson to Assistance. Mr. Rankin got his hearing before Secretary Lane through the efforts of Congressman Wilson of Chicago. Mr. Rankin has a brother who lives in Chicago. He asked his brother to intercede with Congressman Wilson, which he did and with the result that the hearing was had.

At a meeting of the board of directors of the Boise Water Users' association held before Mr. Rankin went east, Mr. D. R. Hubbard, a director is quoted as saying that he would head off any hearing before Secretary Lane. Mr. Hubbard is reported to have said that he would accomplish his purpose through Senator Borah. After Mr. Rankin had been in Washington some few days Senator Borah looked him up, and tendered him his services. He informed Mr. Rankin that "I am here to help you in any manner that I can or in any way that you can suggest."

Mr. Rankin then told Senator Borah of Mr. Hubbard's threat. Senator Borah is quoted by Mr. Rankin as having said:

"My God! Do those people out there think that Hubbard can lead me around by the ear like that?"

Mr. Rankin stated that the people would probably draw their final conclusions from the stand he took at the present time.

King Up In Arms. Judge Will R. King, chief counsel for the Reclamation Service, has opposed Mr. Rankin at every step. Mr. Rankin says in his letter:

"King said that if Congress looks into this it will not be one sided. I will see that they get Badley's side too. I said that is just what we want. We want both sides heard."

Rankin Returning Home. Mr. Rankin left Washington the evening of February 19th. He went to Jefferson City, Tenn., where he will visit his mother for a few days. From Jefferson City he will return to Caldwell. He states that he has some very interesting matters to convey to the settlers on the Boise project but cannot go into them by mail.

Thompson in Washington. J. M. Thompson, legal representative of the Black Canyon Irrigation District, is in Washington at the present time. He left Caldwell about February 11th but did not make known the purpose of his present trip to Washington.

Kuna Wants to Withdraw. That portion of the Boise project under old New York canal wishes to withdraw from the Boise project. Steps have been taken to organize the New York Irrigation district which takes in the upper end of the project.

The rural mailcarriers of Canyon county held their annual meeting in this city Tuesday. Officers were elected at this meeting, consisting of Albert White, New Plymouth, president; I. H. Altizer, Caldwell, vice president; H. M. Snowberg of Payette, secretary. The next meeting will be held at Parma. Hereafter the meetings are to be held in January instead of February, as heretofore.

Mrs. C. J. Portner of Boise is visiting with her mother, Mrs. Fowler, this week.

## FARMERS AND COUNTIES WILL BUILD BRIDGE

Ten Thousand Dollars Have Been Raised Already—Canyon is Willing.

Residents of Owyhee county, Messrs. W. H. McConnell, Earl P. O. Marsing, Colin McLoud and Adam Blackstock, have undertaken to build a bridge across Snake river at a point to be determined later, but somewhere between Froman and Nampa ferries. Individuals interested have pledged \$10,000 for the purpose. The subscribers to the fund will ask Canyon county to subscribe \$10,000 and Owyhee county an equal amount.

It is stated that the matter has been presented to the county commissioners of Canyon county and that two of them have signed their willingness to appropriate the money. The third member of the board has not been heard from. The county commissioners of Owyhee county will be approached in the near future.

The bridge would be a great convenience to all the people living in that portion of Owyhee county covered by the Gem Irrigation District.

## BUNGALOW TO STAGE THE LORENZ 1916 ROAD SHOW

Theater patrons will next week be treated to a novel and pleasing admixture of entertainment. Hypnotism, comedy and dancing galore will comprise the principal items on the notable bill which Manager Watters has booked for two days commencing next Wednesday. After negotiations extending over a month, Manager Watters has succeeded in booking Mr. Henry George Lorenz, the noted American hypnotist, and his 1916 Exposition City Road Show, which was one of the features of the amusement zone at the San Francisco Exposition.

Dr. Lorenz is too well known as a successful and entertaining demonstrator of the possibilities of hypnotism to need any extended introduction to Caldwell theatergoers. He is well known here in the west and performs some of the most remarkable scenes in hypnotism ever seen on the stage. His "Death Scene of Dr. Jekyll and Mr. Hyde" is sensational, and the many amusing tests with people whom he uses from the audience has created roars of laughter.

Chief among the array of talent that goes to make up the Lorenz 1916 Road Show is "Terrill," a clever impersonator who is styled "The Male Valeska Suratt," will be seen in some authentic East India and Egyptian dances, in which some rare and gorgeous gowns and jewels will be worn.

The press speak in glowing terms of the Lorenz attraction which comes to this city at popular prices, starting Wednesday, March 1st for two days only.

Mr. Fred V. Allen, with his mother, Mrs. Josephine Brunzell, who have been visiting the daughter of the latter, Mrs. Julia Catlow, started to return by automobile to their home at Denis, somewhere in the interior of eastern Oregon, about two hundred miles from here. He had been warned as to the condition of the roads but was so anxious to return that he decided to try it. He got out about 30 miles on the Jordan Valley road, when the machine was stalled by the deep mud in San's Basin, where the machine was put out of commission. They found others in distress at the same place. Mr. Sanderson was attempting to take Mr. J. W. Stauffer and Mr. W. R. Helm to Jordan Valley from Caldwell, but found it impossible to go further. Mrs. Brunzell was transferred to the car of Mr. Sanderson and returned to Caldwell. Mr. Allen arrived later with his disabled car drawn by a four-horse team belonging to a rancher.

The Cabinet Conference of the Y. M. C. A. of southern Idaho will be held at the College of Idaho from Friday, March 3rd until Sunday, the 5th. Some of the speakers of this convention will be Miss Edith N. Stanton of New York, Miss Eleanor Hopkins of Seattle, Wash., Miss Helen Fitts of Boise, Senator W. E. Graham of Boise and Rev. William C. Martin of Boise. Saturday night Senator W. E. Graham will speak and everyone is cordially invited to be present. This is the W. Y. C. A. cabinet conference of southern Idaho.

Miss Ellen Dickens attained the dignity of seventeen years Saturday the 19th inst., in honor of which event her sister, Miss Kathleen, gave a five course dinner. The color scheme of which was pink and white. Needless to say Miss Kathleen is a student of domestic science. Covers were laid for nine; viz.: Misses Ellen Dickens, Gertrude Messler, Wilma Sower, Verna Lesley, Wanda Huntzberg, Ada Lee, Marie Huff and Kathleen Dickens.

The Woman's Episcopal Guild met Wednesday with Mrs. Catlow on North Kimball.

A freshman leap-year party at the home of Miss Claudia Stauber was participated in by twenty-four of the high school freshmen Saturday evening. Music, games and refreshments were the features of a pleasant evening.

Miss Gwendolyn Grete is sweet sixteen. She reached that interesting age Saturday last. In the evening while greatly enjoying a visit to a neighbor's a telephone call by her mother to return home was obeyed with much reluctance. Upon arrival she found awaiting her the Misses Nema Dear-dorff, Helen Dement, Irene Bess, Electa Tertin, Octavia Gowen, Bly Sandberg, also Stanley Kahn, Carleton Elhart, Virgil Canter, Victor Bess, Linus Sanberg, David Lesley and Sam Hartkoff. The evening was spent with music and games of various sorts both indoors and out, and in doing full justice to the contents of the baskets brought by the self-invited guests.

## IDAHO STATE FAIR WILL BE HELD FIRST WEEK IN OCTOBER

The Idaho State Fair to be held in Caldwell the first week in October will be the most complete in the history of the organization in the opinion of J. B. Gowen, secretary. Mr. Gowen has been devoting the last several months in perfecting the preliminary details and in securing the co-operation of the various national livestock associations.

"The friends of the Idaho State Fair are enthusiastic regarding prospects for a successful exposition this fall, Mr. Gowen declared, and we are all confident that it will be largest and most comprehensive in southern Idaho. Our fair is noted throughout the northwest as the leading agricultural and livestock show in the state and we shall endeavor at all times to maintain that reputation.

"While not as yet definitely arranged the premium list this year will prove especially attractive for exhibitors in my opinion. The total value of the prizes offered will be the largest in the history of the organization. An effort is being made to have the list completed and in the hands of prospective exhibitors by April 1st.

"In this connection I desire to impress upon the farmer the fact that the Idaho State Fair is strictly a farmers' show, the policy of the organization being to present to the people of the state a complete array of the best products of agricultural Idaho. We have but one ambition that is to make it educational and inspirational for the farming interests, Idaho's most valuable asset.

"In line with this policy the association has secured the cooperation of the Caldwell Commercial club which has agreed to present an adequate amusement program without cost to the fair. Under this arrangement every dollar collected by the association is used in the payment of premiums and necessary operating expense.

Meeting of Stockholders. A meeting of the stockholders of the association will be held in the Commercial club rooms, Saturday, March 4, at 8:00 p. m., at which time matters of importance will be discussed and acted upon. I wish to urge upon stockholders the importance of attending this meeting. To assure the success of the 1916 show it is essential that the officers have the united support and co-operation of the stockholders."

State Land Sale. Ways and means of bringing the sale of state lands located in the Boise project to the notice of interested parties was thoroughly discussed by the immigration committee of the Commercial club, Tuesday afternoon. The importance of the sale to the state and project makes it imperative that concerted action be taken by the interests effected in planning the conditions of sale and other information in the hands of prospective homeseekers, in the opinion of the committee.

To secure the co-operation of the state land board and the Reclamation Service in an advertising campaign, E. H. Plowhead was named chairman of a committee to meet with a committee from the Nampa and Boise commercial clubs for the adoption of a concrete plan to present to the state and government officials.

The committee also recommended that the publicity committee join with the Boise and Nampa commercial clubs and the Water Users' Association in the publicity campaign inaugurated by the bureau of industrial and natural resources of the Chicago Herald. The plan includes showing motion pictures of this section in from 400 to 500 cities in the middle west; a permanent display in Chicago; descriptive articles and display advertising in the Record Herald.

## ENTERTAINMENT IN HONOR OF MRS. FRED SCHMELING

Mrs. J. J. Flemmer entertained Wednesday afternoon in honor of her sister, Mrs. Fred Schmeling. The favors and place cards were of patriotic design and brightly colored ice cream was suggestive of the national colors.

A pleasing menu was served and the afternoon was enlivened with an entertaining Victrola program. Mrs. Schmeling is en route from California to her old home in Chicago.

The guests were Mesdames Boyes, Steunenberg, Moe, Cleaver, Austin, Sandberg, Handy, Brooks, Glass, Farrer, Andrews, Van Hyning, Witteborg and Lewis; Misses Finney, and Boyes.

## GOVERNOR IN REGALIA WILL BE AMONG US

Military Ball Will be Great Affair—Alexander is Coming.

Governor Alexander in full dress uniform accompanied by his full staff and Col. Joel L. Priest and their ladies will attend the militia ball at the armory tonight. Word was received from Governor Alexander that he and staff would attend.

The ball promises to be the big social event of the season.

## ORGANIZE CO-OPERATIVE GRAZING ASSOCIATION

There will be a meeting tomorrow at 2:30 at Meridian to complete the organization of a co-operative association. All interested in the public grazing lands and the use of the forest reserves are cordially invited to attend.