

EVENING : CAPITAL : NEWS

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MEMBER OF THE ASSOCIATED PRESS

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RICHARD STORY SHERIDAN.

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BOISE, IDAHO, FRIDAY, SEPTEMBER 27, 1912.

REMEDIES.

Oh, friends, let's have the referendum! We have all sorts of wear and grief, and that, I know, will surely end 'em, and bring our weary souls relief! This thing of living costs like thunder, we pay so much for grub and coals; let's referend such evils under, and win our freedom at the polls! Brace up, brace up, ye patient drudges who slave to gain a scanty store! Insist on the recall of judges, and all your troubles will be o'er! The boons for which our fathers battled are forced away from tolling men, but when we have the judges rattled, we'll get such blessings back again! The bitter yoke that thou endurest, the yoke that doth thy wretched wench, will fall when thou canst grab a jurist, and drag him screaming from the bench! We view conditions with deep loathing; we have no fat upon our slats; our kids are shy of needful clothing; our wives are wearing last year's hats. Let's rise and have some revolutions, demanding for the People's gain, publicity of contributions to every national campaign! When once the figures have been printed, the cost of living will decrease, our future will be rosy-tinted, and life will seem as slick as grease!

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FOR THE STATESMAN TO ANSWER.

Many people are aware of a belief that exists not alone in Boise but in the entire state at large that the Moores, the Cunninghams, the Johnsons, the Fletchers and the Grunbaums of Boise represent here the Guggenheim, Weyerhaeuser, Havemeyer, Harriman bunch of special interests and that the Boise Statesman is the special organ and spokesman of the smelter and mining trust, the timber syndicate, the wool trust, the sugar trust, the brewery and wholesale liquor interests, and the Oregon Short Line in Idaho and that it does not dare pursue any policy other than that which meets with the approval of these men. These people are known to be opposed to Senator Borah for the most part, at least, and it is known that the Statesman, without openly and frankly declaring its position, has been throwing every obstacle in the way of Senator Borah and has at least used its news columns in such a way as to try to cause his defeat. It is believed by many that this policy is pursued at the dictates of these special interests and we believe it is no more than fair for the people to know whether this is true or not so that they judge accordingly. It is for the Statesman to say, which it can do very easily if these interests will permit it to do so, whether the conclusions reached are right or not.

The only way, however, in which this can be done, is to come out from ambush where it fights like the cowardly savage, and do its fighting in the open. If it persists in its savage trainings, we propose to point out to the people the bushes it hides behind at any rate.

Do you really desire the re-election of Senator Borah to the United States senate and will you work to that end by supporting the Republican legislative ticket in Ada county as it now stands personally pledged to vote for Senator Borah?

WHAT THE ISSUES ARE.

If it is charged that the Progressive state ticket was nominated to defeat the Republican state ticket, we plead guilty and claim that the desired result is already accomplished.

If it is charged that it was organized to defeat the Democratic state ticket, we likewise plead guilty, but are not yet quite so certain of accomplishing the result. The only reason for doubt, however, is the knowledge that the erstwhile supporters of the Republican state ticket are fighting on abandoning such support and flocking to the support of the Democratic nominees. Many of them openly announce their intention to do this.

However, we feel pretty certain that the people of the state understand the situation and that they know that in the present campaign there is to be a straight alignment between progressives on one side and reactionaries on the other.

The progressives must of necessity support the Progressive state ticket if they wish their votes to be counted for full value in favor of progressive candidates and progressive principles, and the reactionaries must likewise, of necessity, vote for the Democratic candidates if they wish their votes to count full value for reactionary candidates and reactionary principles. Unless some of the Republicans commit the folly of supporting Haines and the balance of the Republican state ticket, the victory will be an easy one, for the only noticeable strength that Haines now has is among the reactionary voters of the southeast where it is more than likely they will remain loyal to Haines. If they do, it will mean just so many reactionary votes taken from the Democratic nominees and it means just so much of a division of the reactionary support, and that means just so much greater assurance of a Progressive victory.

A few progressive voters have not yet seen the situation just as it is but they are rapidly getting their eyes open and are gradually understanding that the apparent division of the reactionary and special interest vote is only for the purpose of deceiving their enemies—the progressive voters—and that when the time comes they will be found aligned with the Democratic organization in order to defeat the Progressive ticket. Whether they succeed again in doing this or not depends upon whether progressive voters will vote for progressive candidates and pro-

gressive principles or vote for reactionary candidates and reactionary principles.

THIS IS WORTH TRYING.

It's a bit refreshing to note a lawyer of ability who is not a corporation lawyer but who has been devoting his legal talents and his energies toward fighting corporations in the interests of the people.

It is so often that big corporation lawyers are elected to office where they can legislate either in congress or upon the bench as judges in favor of the big corporations and against the people, that we have rather fallen into the way of believing that whenever a lawyer runs for office he is doing it as the attorney or agent of some corporate interest. It must be admitted the experience has demonstrated some warrant for this belief.

But, the people of Idaho have an opportunity to support a lawyer for chief executive who has used his abilities in behalf of the people in an effort to make some of the stiff-necked corporations recognize some of the decent rights of ordinary citizens and who has used his legal talents in an endeavor to make officials elected by the people perform their duties in behalf of the people. He has opposed oppressive water rates, he has made city councils sell bonds in the open market to the direct benefit of the people of his city to the amount of \$5000 and he has done various other acts, both as attorney and as citizen, to give the people a fair deal as between them and some special interests.

A man like that in high position would be such an experiment as worth trying, especially when he is a man with the fair-minded, straightforward ability of G. H. Martin, Progressive nominee for governor.

It has come to the point where no man can call himself a Republican unless he can support Taft and pronounce it "Tawft" with ease and grace. This is the only test left to the party.

The Evening Chit-Chat

By Ruth Cameron.

ONCE upon a time two women went room hunting in a lodging house at a certain summer resort.

At one house they were shown a very pleasant room, neat, attractive, well furnished and fairly reasonable in price, and the woman for whom the search was being conducted seemed almost persuaded.

"I like this room immensely," she said to the hostess, who had been unusually agreeable and courteous in showing the room. "I am almost sure I will take it, but I must consult my husband. I'll let you know by Thursday."

That was Tuesday. On Wednesday another room hunter came to this house and fairly fell in love with the room in question. She was told that another party had the refusal of it. She urged the hostess not to mind that. "If you will only let me have the room I'll take it today for the whole summer," she promised. But the hostess, being new at the business, and having an unusual sense of honor, said she must wait until she heard from the other party.

Whereupon the applicant, not being in a position to wait, went elsewhere. That was two months ago. The woman who had the refusal of the room has not telephoned yet. Needless to say, she never meant to. Indeed, she was scarcely out of ear-shot before she confided to her companion: "I knew that room wouldn't be big enough, but she was so pleasant that I didn't want to tell her that. I am so sensitive."

"But won't you hate to telephone her. If she doesn't hear by Thursday, she'll know I'm not coming. I wish

I wasn't so sensitive (with a smile that showed how proud she was of just that) but I simply can't bear to hurt people's feelings."

Do you know what that woman reminds me of? Of the kind of folks who are so sensitive that they can't bear to chloroform or otherwise dispose of their pet cats, but are quite willing to leave the poor creatures to shift for themselves during the vacation months, and probably be killed by dogs or die of starvation or rables.

You don't see the parallel between the two? I do. They both display that peculiar kind of tender heartedness which makes its possessor cruel instead of kind.

Do you know whose feelings that woman was really afraid of hurting? Simply her own. She didn't want to make the effort of saying a firm, decided "No," so she shiftlessly slid out of the situation in that cowardly way.

When the fear of hurting anyone's feelings makes you deceitful and blind to their best interests, you may be pretty sure that it's your own feelings that you are really guarding.

Suppose a surgeon should look at a mortifying finger and say: "I know I ought to cut that off, because, if I don't, the trouble will spread to the whole arm, but I can't hurt the patient."

The tender heartedness that is straight-forward, honest and cruel to be kind, if necessary, is certainly a virtue, but the sentimental, deceitful, tender heartedness that is kind and thereby cruel, is very much nearer a vice.

CAUGHT IN THE ACT



AWAY WITH CATARRH A FILTHY DISEASE

A Safe Old-fashioned Remedy Quickly Relieves All Distressing Symptoms.

If you are subject to frequent colds, or if you have any of the distressing symptoms of catarrh, such as stuffed up feeling in the head, profuse discharge from the nose, sores in the nose, phlegm in the throat causing hawking and spitting, dull pain in the head or ringing in the ears, just anoint the nostrils or rub the throat or chest with a little Ely's Cream Balm, and see how quickly you will get relief.

In a few minutes you will feel your head clearing, and after using the Balm for a day or so the nasty discharge will be checked, the pain, soreness and fever gone, and you will no longer be offensive to yourself and your friends by constantly hawking, spitting and blowing.

Shake off the grip of catarrh before it impairs your sense of taste, smell and hearing and poisons your whole system. In a short time you can be completely cured of this distressing disease by using Ely's Cream Balm. This healing, antiseptic Balm does not fool you by short, deceptive relief, but completely overcomes the disease. It clears the nose, head and throat of all the rank poison, soothes, heals and strengthens the raw, sore membrane, making you proof against colds and catarrh.

One application will convince you, and a 50 cent bottle will generally cure the worst case of catarrh. It is guaranteed. Get it from your druggist today.

Birthday Calendar



If This is Your Birthday.

Avoid disputes and quarreling and take care lest you be surprised into a fit of temper. Some affairs of yours will require coolness and decision.

Those born today will have little consideration for their parents and will often be in trouble through lack of judgment. They will be popular and possessed of a certain power in public life, in which some of them will attain high places.

Not His.

Intimate Friend—You're doing your own cooking now, are you, Bery? Young Bride—Yes; exclusively my own. Beverly—er—takes his meals at a restaurant.

Not Crazy.

"Do you think Oscar proposed to me merely on account of my money?" "Well, my dear, you know he must have had some reason."

Mercantile Chat.

"John Milton received \$25 for 'Paradise Lost,'" said the scornful author. "Well, replied the practical publisher, 'he was lucky in getting the work out when the market for that sort of thing was comparatively good.'"

Prof. Beale, Mrs. F. H. Brandt, Mr. Arthur E. Westbrook in recital, Congregational church, Friday 8:15 p. m. New pipe organ. \$27

COURT SUSTAINS JURY'S VERDICT

Judgment Is Affirmed in Case Appealed From Ada County.

Under the provisions of section 4824 of the revised codes of Idaho, when there is substantial evidence to support a verdict, it must not be set aside. This is the ruling of the supreme court in an opinion handed down today in the case of the Hercules company, limited, versus J. Gustafson, appealed from the Third judicial district court for Ada county, Judge Carl A. Davis presiding, who is affirmed in the judgment given for the plaintiff in an action represented in the case to recover on a promissory note.

The opinion is written by Justice Sullivan and concurred in by Chief Justice Stewart and Justice Ailshie. In his opinion Justice Sullivan says in part:

"This action was brought to recover on two promissory notes, one for \$250 and the other for \$500, and interest. Said notes bear date of Feb. 27, 1911, and were given in payment for 750 shares of capital stock of the plaintiff corporation of the par value of one dollar each. The respondent company was engaged in the manufacture of tile flooring material, artificial marble and enamel bricks used in the construction of buildings and for other purposes.

"As a defense to said action the appellant alleged fraud and misrepresentation on the part of the officers and agents of the company, respecting the quality and character of the material manufactured by defendant and that it was through such false and fraudulent representations that he was induced to purchase said stock and to execute said notes.

"The case was tried by the court with a jury audience in a verdict and judgment in favor of the respondent company. This appeal is from the judgment.

"The assignments of error go to the sufficiency of the evidence to support the verdict and alleged errors in the rulings of the court in regard to the admission of certain evidence, and the refusal to give certain instructions offered by the defendant.

"After a careful examination of the evidence, we are satisfied that there is substantial evidence in the record to support the verdict, and we are admonished by the provisions of section 4824, revised codes, that in such a case the verdict should not be set aside.

"On an examination of the rulings of the court in regard to the admission of certain evidence, we are satisfied that the court did not err in its rulings in regard thereto. The instructions given by the court fairly cover the law of the case and it was not error for the court to refuse to give the instructions requested by counsel for the defendant.

"The judgment will therefore be affirmed and it is so ordered. Costs in favor of respondent."

BREVITIES.

A. Frank James of Emmett and Thomas D. Griffin of Caldwell were admitted to practice in the supreme court today.

Argument was heard in the supreme court today in the case of Mendelle versus Snell, appealed from Canyon county involving a sheep herder's lien. The case was submitted.

E. F. Van Valkenburg has purchased a five-room bungalow on East State street, between Locust and Pierce streets, from Thompson & Carpenter for \$3000.

Rev. J. S. Colvin of Nampa will preach tonight in the United Presbyterian church at Nineteenth and East main streets. The services are preparatory to Communion service to be held Sunday at which Rev. Colvin will also officiate.

At 11 o'clock this morning at his office in the court house, Judge W. C. Dunbar united in marriage Harry G. Berryman and Miss Lucy Leishman, both of Blackfoot. Mr. and Mrs. Berryman will leave tonight for Blackfoot, where they will make their home.

The Vale Light & Water company has passed into the hands of a receiver, E. A. Boyd having yesterday been appointed by the court to look after the interests of that company which has become defunct. Jess E. Hawley, attorney for the Boise Title & Trust company, which purchased a \$100,000 bond issue of the company, was at Vale yesterday and in behalf of the trust company asked that a receiver be appointed, which was done.

In the case of M. A. McGurrin, who was found guilty of battery upon the person of Ralph Roberts, aged 14 years, Judge Bower entered judgment that McGurrin should pay the costs of the prosecution amounting to \$44.00. A verbal notice of appeal from the decision was given and the case will probably be taken to district court. The case is one in which Roberts, a lad who has been expelled from school, was hired by McGurrin to drive his bakery wagon with instructions not to let other boys ride with him. It was shown from the evidence that the youth permitted other boys to ride with him and it is charged by McGurrin that they ate doughnuts and other goods from the wagon. In discharging the boy, it was testified, McGurrin refused to make a settlement with him but declared he would settle with his mother, whereupon he claims the boy called him vile names and he used some force to compel him to keep still and was struck back by Roberts.

Ambassador Reid Coming Home. London, Sept. 27.—Ambassador and Mrs. Whitelaw Reid held an informal reception today to bid their friends goodbye before sailing for the United States tomorrow. Mr. Reid is going to America principally to deliver the principal address at the dedication of the new state education building at Albany, N. Y., the middle of October.

IDAHO PROGRESSIVE TICKET.

- For President—Theodore Roosevelt of New York. For Vice President—Hiram W. Johnson of California. For United States Senator—William E. Borah of Ada county. For Congressmen—Burton L. French of Latah county, P. Monroe Smock of Canyon county. For Governor—G. H. Martin of Bonner county. For Lieutenant Governor—T. O. Boyd of Twin Falls county. For Secretary of State—O. V. Badley of Canyon county. For State Auditor—C. C. Miles of Nez Perce county. For State Treasurer—John E. Yates of Ada county. For Attorney General—Adam Barclay of Lincoln county. For State Mine Inspector—F. H. Skeels of Shoshone county.

\$1,000,000 to Invest. After ten years' experience I have secured the agency for one of the best loan companies in the United States. I can loan you money at 8 per cent either on farms or city property. Frank C. Woodford, Yates building. eod 12

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What Is?

The OWYHEE BOISE, IDAHO. Always the Best. European Plan. Rates \$1.00 and up. Good Food—Cool Dining Rooms—Good Music. LEO J. FALK, Manager.

THE IDAN-HA BOISE'S LEADING HOTEL Colonial Dining Room. Rooms \$1.00 to \$3.00 CHAS. GROUT, Mgr.

STOP AT THE OREGON HOTEL A Clean and Modern Family Hotel. Rates Reasonable. Special Weekly Rates.

Pacific Hotel THE HOTEL JUST LIKE HOME Ninth and Idaho.

OXFORD HOTEL Under new management. Rates reasonable. Elevator service. In the heart of the city.

HOTEL BRISTOL New and Modern. EUROPEAN PLAN Rates by the Day 75c and Up. Special Rates by the Week. M. PARSONS, Prop.

BOISE OPTICAL COMPANY. Successors to IDAN-HA OPTICAL COMPANY. 1003 Main Street, Boise, Idaho.

First National Bank —OF IDAHO— Transacts a General Banking Business. Interest Paid on Time Deposits.