

FORMER CASHIER OF BOISE STATE BANK INDICTED

E. S. Clapp Must Answer Charge of Making False Reports to the State Bank Commissioner.

E. S. Clapp, former cashier of the Boise State bank, has been indicted on two counts by the Ada county grand jury. The indictments charge him with making false reports of the affairs, financial condition and property of the Boise State bank to the state bank commissioner.

The indictments charge Clapp with reporting, in conjunction with Edward Payne as president and J. W. Mehargue as director, false statements of the condition of the bank on the close of business April 27, 1910. The report shows a cash on hand of \$22,054.05 when the indictment says there was but \$18,944.70. The bank's statement also contained under the head of "undivided profits" \$10,053.47 when there should have been, it is said, but \$6299.73.

Under the head of balance due from the Bank of Commerce at Lewiston, the report says the Boise State bank should receive \$20,000, when as a matter of fact, according to the condition of the bank of Commerce did not owe the Boise State bank one cent.

The papers also brand the statement that the president and directors had a liability in the bank of but \$16,500 as absolutely false. The actual amount of liability was \$29,343.22, it is said.

Two indictments have been returned by the grand jury against Clapp, making the same charges and mentioning the same report which it claims was in violation of the state banking laws. In each of the papers, the names of Edward Payne and J. W. Mehargue appear, and Clapp is charged with making the report, with them, to the state bank commissioner.

Several witnesses were on the stand this morning before the grand jury and others were waiting their turn at testifying. It is presumed most of them had to do with the condition of the bank, although the work of the grand jury is not yet finished.

The bond of E. S. Clapp was fixed at \$1500 and was signed by Fred Cool and A. L. Freehafer.

Another indictment against Payne. The seventh indictment against Edward Payne, president of the defunct Boise State bank, was returned by the Ada county grand jury this morning afternoon he made head on a charge of embezzlement and his date for arraignment set for 10 o'clock tomorrow morning.

The last indictment charges Payne with appropriating \$3000 out of the deposits of the Idaho State Life Insurance company held in trust by the bank. The embezzlement is said to have been committed on Aug. 5, 1911, and the money was transferred from the company's account to the personal account of the president, it is charged.

The bond was fixed at \$1000 in this and in other cases, and Mike Halley and Frank Dobson are his bondsmen.

Military Surgeons Meet. Baltimore, Md., Oct. 1.—The annual meeting of the Association of Military Surgeons of the United States began in this city today with an attendance of physicians and surgeons from the United States army and navy and marine hospital service, and the national guard organizations of numerous states.

Absinthe Under the Ban. Washington, Oct. 1.—The United States today joined the list of nations that have placed a ban on absinthe on the ground that it is injurious to health. In conformity with an order issued last July by the board of food and drug inspection the beverage is barred from the country from this date. The order prohibits its importation, interstate shipment or sale.

SUFFRAGE SPEAKER IN GREAT DEMAND

Mrs. Ida Porter Boyer. Mrs. Ida Porter Boyer of Pennsylvania is a tireless worker for the suffrage cause, and her services are in demand from several states in which the suffrage question will be voted upon this fall. She took an active part in the suffrage campaign in Ohio, and spoke in almost every section of the state.

Proverbial Facts. (From Judge.) It's the early bird that catches the worm. No doubt you've often heard; But don't forget it's the early worm That's caught by the early bird.



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DEFEAT OF BORAH LOSS TO NATION SAYS BRISTOW

Kansas Senator Declares Failure to Return Him Would Be Serious Blow to Good Government.

The possibility of failure on the part of the state of Idaho to re-elect Senator William E. Borah to the United States senate is viewed with even more seriousness outside than it is in the state. That Senator Borah has strong and influential colleagues who view with alarm the possibility of the failure to re-elect him is evident from a letter received today by S. E. Blaine, chairman of the Ada county Republican committee, from Senator Joseph L. Bristow, of Kansas, head of the committee on expenditures in the postoffice department, who declares that the defeat of no member of the senate would be more unfortunate at this time than that of Senator Borah. His letter is as follows:

Salina, Kan., Sept. 28, 1912. Hon. S. E. Blaine, Chairman Republican County Central Committee, Boise, Idaho. My Dear Mr. Blaine: I am interested in the candidacy of my friend, W. E. Borah, for the United States senate. He has been such a useful legislator and has been so strong and aggressive in behalf of the right things, standing always for progressive policies, that I should regard his defeat as a serious loss to the country. He is not only a man of unusual ability, but is a courageous and effective fighter, and the country needs just such men as he in the senate at this time. I can think of no member of the body whose defeat would be more unfortunate at this time than that of Senator Borah. His fine legal ability and his upright purposes make him not only a distinguished but a most useful member of the senate.

I wish I could come to Idaho personally and speak in his behalf, but I fear it will be impossible. If there is anything that I can do from this distance to aid him in his fight, I want to do it.

With kindest regards, I am, Very truly yours, JOSEPH BRISTOW

LIQUOR LICENSE IS GRANTED CLUB

Buffet Will Be Re-established as Result of Action by the Council.

The city council this afternoon voted to issue a liquor license to the Boise Commercial club, all the councilmen voting in the affirmative with the exception of Mr. Eichelberger, who voted against the proposition, not favoring the granting of any more licenses in the city. The application was made by the club through its president, C. J. Sinsel, and was granted on motion of Councilman Herrington, seconded by Mr. Woodcock.

This step is the first that will be taken by the club to re-establish the buffet it had before the state supreme court decided clubs had to take out liquor licenses in the same manner that saloons are required to do. At the first meeting of the county commissioners the club will ask for a county license and will take any other steps that are necessary to get the buffet properly legalized before it is opened again.

ACCUSED OF MAKING A FALSE AFFIDAVIT

O. B. Flescher, former United States commissioner, will have to face the charge of making out a false affidavit when the October term of the federal court is called at Pocatello.

C. H. Lingenfelter, United States district attorney, is working on this case, with others, that will come before the court there at that time. Flescher is charged with making an affidavit that certain persons appeared before him in connection with some government land matters when as a matter of fact, according to the district attorney, these persons were not in his office at that time.

DEAL IS CLOSED FOR PURCHASE OF I. O. O. F. TEMPLE

The deal was closed today whereby the Pacific National bank purchased the north half of the Odd Fellows temple at Ninth and Idaho streets for a consideration of \$75,000 from Ada lodge, No. 3, I. O. O. F. The check for the payment of the building was turned over to the trustees of the lodge in the office of General Frank Martin and the deed for the property was delivered to the bank officials. It is announced by the bank officials that the building will be remodeled as soon as the leases of the present tenants run out and the entire first floor will be used by the bank, which plans to have one of the finest offices in the northwest. Three additional stories are also to be added to the building for office rooms and Ada lodge, which owns the south half of the building, is also planning to build three additional stories on its half at the same time the bank makes its additions. It is likely that the organizations will let the contract together.

DATE IS SET FOR HEARING OF CASE

Supreme Court to Act Quickly in Progressive Ticket Matter.

The supreme court today ordered an alternative writ of mandate issued, directed against the secretary of state, to show cause why the application in the complaint filed attacking the Progressive ticket in this state asking that it be certified down to the respective county auditors should not be granted. The writ is returnable Thursday morning at 10 o'clock, when argument will be heard for and against the complaint and the issue submitted to the supreme court for decision. The Progressive party will be represented by friends of the court who will contest the claims of the plaintiff. John J. Plowhead of Caldwell appeared today to act in this capacity. The state will be represented by Attorney General McDougall. A. A. Fraser is representing Spofford as counsel to the state. Chief Justice Stewart took up the case on behalf of the court when the morning session opened. He informed the interested counsel that as the secretary of state has but a limited time in which to make his certification, and as the court goes to Lewiston on Saturday to open the term for the northern part of the state, it is imperative that the case be heard prior to that time.

Attorney Plowhead, who appeared as a friend of the court and who will act in defense of the Progressive party ticket, stated that he had not had time to review the complaint or to demand it and would like time in which to review the contentions that have been set up to bar the third party ticket from the official ballot. The court gave him until Thursday in which to do this, that day being named as the date which the writ would be returnable. Harry S. Kessler and H. E. McElroy will assist in the presentation of the defense.

The writ as returnable Thursday is in part as follows: "We do command you (secretary of state) that immediately after the receipt of this writ, you do certify down to said county auditors of the state of Idaho a list containing the names of all persons nominated for state officers to be voted for at the coming November election which are on file in your office, excluding therefrom the names of those candidates purporting to be nominated for state officers by electors petitions and designated in said petition now on file in your office as Electors Progressive party candidates; or that you show cause before this court at the court room thereof at 10 o'clock, Thursday, Oct. 3, 1912, why you have not done so and that in the meantime you are hereby restrained and enjoined from certifying to the several county auditors of this state a list containing the names of said candidates purporting to be nominated by petition and designated as the Electors' Progressive party candidates and until the further order of the court."

Died From Operation.

(Capital News Special Service) Middleton, Oct. 1.—Frank Cline of Middleton died last night at Sweet, following an operation for appendicitis, with which he was stricken while en route to the hills. He was 40 years old and leaves his wife and nine children. The body will be brought here for burial.

Notice.

To Idaho Motor Car Company Stockholders: The annual meeting of the stockholders of the Idaho Motor Car Company, Limited, will be held at the office and garage of the said Company, at 114 South Eleventh Street, Boise, Idaho, at 8 o'clock, p. m. on the 23rd day of October, 1912, for the purpose of electing directors, and for the transaction of such other business as may be brought before said meeting. M. V. SCULLY, Secy. By MARTIN & CAMERON, Attorneys for the Idaho Motor Car Company. Adv. O-18

PIONEER SUFFERS FATAL STROKE OF APOPLEXY TODAY

Moses H. Goodwin Passes Away Without Regaining Consciousness After Being Stricken.

Moses H. Goodwin, the well known and retired lumber dealer of Boise, suffered a stroke of apoplexy this morning about 10 o'clock while looking over some work on residence property owned by him at Teah and Fort streets and passed away at 11:45 o'clock at his home on Warm Springs avenue without having regained consciousness.

Mr. Goodwin was a native of Maine, being born in Waldo county, Dec. 29, 1834. When 17 years of age he learned the carpenter business and worked in Boston for a year, after which he went to Minnesota and then to Mississippi, where he remained until the outbreak of the war. An attempt was made there to force him into the rebel army, which was contrary to his wishes, and he returned north, was stricken with a bad cold and went to California for his health. In 1863 he joined the crowd in the rush to the Boise basin during the gold excitement and has since been prominently identified with the growth and upbuilding of this section of the state. While he engaged in mining to some extent, he continued working at his trade, receiving \$8 per day for his services. He aided in the building of the Mammoth quartz mill, the second of its kind in the state, and also built the first water wheel of any size in Idaho.

On July 4, 1876, Mr. Goodwin was united in marriage to Miss Emma Francis Burdge. Their wedding trip consisted of a visit to the Centennial exposition at Philadelphia and a trip to the old home in Maine. The following spring they returned and located in Boise, where he made his home, engaging in the planing mill business and later in the lumber business, which he carried on successfully until a few years ago, when he sold his interests and retired. Mr. Goodwin was twice a member of the territorial legislature and was twice elected as a member of the board of county commissioners of Ada county. He was a prominent member of the Odd Fellows, was a member of State lodge, No. 77, I. O. O. F., and also a member of the Encampment and Canton, and a few years ago was honored with the degree of chivalry for work in the order.

Funeral arrangements have not yet been made.

BITTERNESS IS SHOWN IN COURT BY ATTORNEYS

Bitterness, the parallel to which it is doubtful has ever before been made evident in the supreme court of this state, crept into an argument that was heard today in the case of Elmore E. Ainsworth, Ida M. Mulheron and Anna M. Adams, appealed from the Sixth judicial district for Bingham county in which counsel for the plaintiffs, Jacob Syms severely grilled the defendant, his colleague and opposing counsel, P. W. Harding, of Iowa. The charge of the violation of a confidence and trust is not only made in the briefs submitted to the court for consideration but it was as openly laid before the court by Attorney Syms and directed against Attorney Harding. For over an hour the court heard the argument on both sides including the denunciation and then took the case under advisement.

The litigation revolves about the transfer of deeds to lands in Idaho and Bingham counties, as part of the estate of Caleb Quibb, who died April 9, 1905. The estate, but left a large estate consisting of real and personal property to his sons Joseph and William and his three daughters, who are plaintiffs in the action.

It is charged by the daughters, and the allegation was made in no uncertain terms before the supreme court this morning by their counsel, that on July 30, 1906, at Grangeville, Attorney Harding, who had been employed at counsel for them in the settlement of the estate, secured from the sons, Joseph and William, deeds to certain real estate in Bingham county and that thereafter he appropriated the deeds and the property to his own use, violating, it is alleged, a trust and confidence between an attorney and his client.

It is seldom that an attorney is made defendant in so serious an action of this kind that he appears in court both as defendant and his own counsel to deny such charges in most forceful language as Harding did today. His denial was sweeping.

Both attorneys are from Dennison, Ia. It is said that when the case was heard in the district court for Bingham county some time ago the argument became so bitter that they all but had a fist encounter.

Steel Hearings Resumed.

Pittsburg, Oct. 1.—Hearings in the suit instituted by the government a year ago for the dissolution of the United States Steel corporation were resumed in this city today before Henry P. Brown of Philadelphia, the special examiner appointed by the federal court to take testimony.

Taft Candidate Withdraws.

Sioux City, Oct. 1.—Fred E. Frisbie, Republican candidate for elector, has withdrawn, finding that he cannot legally do so because he is director of a national bank.

BREVITIES

Christ Church guild will meet tomorrow afternoon at 2:30 o'clock at the rectory.

A business meeting of the council of the Congress of Mothers will be held Wednesday afternoon at 2:30 o'clock at the Y. W. C. A. rooms.

C. C. Glenn, who is seriously ill with an attack of pneumonia at his home near Ustick, is reported better today, although not yet out of danger.

The Ladies' Aid society of the First Methodist church will hold its annual rally meeting in the church parlors Wednesday afternoon at 2:30 o'clock.

Unity Rowena circle will meet Thursday afternoon at the home of Mrs. G. W. Boyd, 418 Thatcher street. All Yeoman ladies and friends are welcome.

Marriage licenses have been issued by the county recorder to Robert H. Smith and Ella May Corey of Boise and to Arthur O. Ross and Helen Sprague, of Boise.

Judge Dunbar yesterday afternoon officiated in the marriage of two couples, Robert H. Smith and Ella May Corey, both of Boise, and Thome C. Roberts and Erma Bouck, both of Salt Lake City.

The trial of the Fairview Investment company against Ward Lamerson and others for the quieting of title to the Fairview addition was resumed before Judge Davis in the district court this morning.

A daughter was born this morning to Mr. and Mrs. Herbert Shaw at their home on South Sixteenth street. Mr. Shaw is employed by the Idaho Traction company as manager of the Boise Railway company.

A daughter was born last night at St. Luke's hospital to Mr. and Mrs. John Ketchen. Mr. Ketchen is a popular clerk at the Golden Rule store and is receiving congratulations from his many friends.

The Ladies' Aid society of the Immanuel Methodist church will meet Wednesday afternoon at 2:30 o'clock at the home of Mrs. D. W. Bond, 1505 Harrison boulevard. Refreshments will be served.

The mothers of Park circle will meet in the new school building Thursday afternoon at 3:30 o'clock. Miss Ivy Wilson, county superintendent, will give a talk on the referendum and recall and taxes.

The members of the First Methodist church will give a farewell reception on Friday night at the church parlors to Dr. and Mrs. W. S. Matthew, who are soon to leave for California, where Dr. Matthew has been placed in a new residence.

The residence of Eugene Payne, in the East Side addition, was the scene of a small blaze last night at 11 o'clock, a fire having mysteriously started in a closet. The apparatus from station No. 4 was called out and the blaze extinguished with but little damage.

D. J. Moseley, the well known rancher and stockman, left last night for Chicago and Elgin, Ill., on a business trip. Mr. Moseley has made several big shipments of fine cattle to Boise from the Elgin district and expects to purchase a considerable number of fine milch cows on this trip.

Something of the amount of increase in business of the Oregon Short Line in Boise is shown by the number of pieces of baggage handled at the baggage room. During the month of September last year 6389 pieces were handled and during the month just closed 6785 were handled, an increase of 446 pieces.

Thompson & Carpenter closed two deals this week on bench property, selling W. R. Simmons a half-acre tract and new 4-room bungalow in Capital View subdivision near the fair grounds for \$2200 and to T. C. Greenback a modern 5-room bungalow in Rose Hill subdivision for \$3200. The latter property was formerly owned by Mr. Hoagland.

Sunday was rally day and harvest home day at the Baptist church, and through the generosity of some of our Ada county farmers, the church was beautifully decorated with products of the field and orchard. Monday the fruits and vegetables were taken to the children's home, and if the donors thereof could have seen the children as they crowded around the auto load, and heard their exclamations of delight, they would have been amply repaid for all their trouble.

That the Grandview country is gaining more prominence each year as a stock feeding section, was stated today by Russell C. Massey, who is negotiating for the purchase of 250 head of steers to feed on his ranch there this winter. Both cattle and sheep are being fed there in greater numbers each season, he declares, and the climate is most favorable for winter feeding, while plenty of hay is raised there. He states that for the last few years the number of sheep and cattle fed there has increased each winter and the acreage of hay has also increased, which enables the farmers to take care of the stock.

The members of the Socialist Party Lyceum, which comprises the membership of that party which broke away from the I. W. W. wing of the organization, have concluded to organize a branch local in Boise and to ask for a charter under which to operate. At a meeting last night they elected a committee composed of Messrs. Proffer, Creek and Baldwin to solicit members and to secure a hall in which to hold meetings. Every member present pledged himself to constitute himself a committee of one to secure members for the organization. The state executive committee meets in Boise on Oct. 17, at which time a formal application for a charter is to be made.

To Protect Child Workers.

Albany, N. Y., Oct. 1.—A law enacted by the New York legislature last winter prohibiting the employment of women and minors in factories more than 64 hours in any week went into effect today.

"Friends"—Meet me at the Box tonight.—Mary Pickford. Adv. O2

Live Stock Public Sale

I will sell at Public Auction in my ranch, 1 miles east of Star and 4 miles west of Eagle, on the Boise & Interurban at Palmer Station

Friday, October 4, 1912

Sale Starts at 10 o'clock Sharp.

70—HEAD OF CATTLE—D 18 choice Milch Cows, some fresh and balance culling in soon; 15 Jersey Heifers, 2 years old, springing to come in soon; 1 registered Holstein Bull; 2 Stags, weight about 1500 each; 1 grade Holstein bull; 25 spring Calves; 4 veal Calves.

60—HEAD OF HOGS—60 Poland China Sow, registered; 2 Boar Pigs, eligible to register; 4 Sows, eligible to register; 7 Brood Sows; 14 Summer Pigs; 25 Shoats, weight 125 to 150 pounds; 5 fat hogs.

MACHINERY. McCormick Mower, new; Steel Harrow; McCormick Binder; 14-inch Stirring Plow; about 30 tons mixed hay, and a quantity of Wheat and Oats. VEHICLES—3 1/2-inch Wagon, 2 Road Carts, Truck Wagon and Hay Rack.

15—HEAD OF HORSES—D Bay Mare, 6 years old, weight 1600; Sorrel Mare, 5 years, colt by side, weight 1500; Sorrel Mare, 6 years, colt by side, weight 1100; span Bay Geldings, weight 2200; span Brown Geldings, weight 1800; span Roans, Mare and Gelding, weight 2000; span Mares, arow and Gray, with foal, weight 2300.

(All of the above stock are well broken) Span Bay Fillets, yearlings; about 15 dozen chickens. HARNESSES—2 sets Farm Harness, set Single Harness, set Double Driving Harness.

(These Harnesses are all nearly new) FREE LUNCH AT NOON. GOOD TERMS—Col. Marsters & Son, Auctioneers, E. C. Praffle, Clerk. ELZY E. WARDELL, Proprietor. Anyone wishing to communicate with me phone 761-J. 168 N. 10th St.

Governor Johnson in New York.

New York, Oct. 1.—Governor Johnson left New York today for Utica, to begin a four days' state campaign with a meeting at noon. From Utica, Governor Johnson is scheduled to go to Schenectady where he speaks tonight.

TOO LATE TO CLASSIFY.

FOR RENT—A new 5-room bungalow, modern. Call 1343-J, 1529 N. 6th. O4

FOR SALE OR TRADE—A 5-passenger touring car. Phone 353-J, or address Box 1658, Boise. O-4

FOR RENT—One 6-room and one 3-room brick house. J. C. Pence, 1308 Franklin. Phone 504-M. O-7

FOR RENT—Nicely furnished, clean housekeeping apartment, with all conveniences, close in. 628 Fort. O1

FOR RENT—Three small nicely furnished rooms for light housekeeping; ground floor; 1418 Jefferson St. O-3

WANTED—Neat, bright young lady for a dental office; give references. Address Box 87, Capital News. O-2

TO TRADE—143 acres in Oregon, for city property or acreage, near Boise. Address Box 86, Capital News. O-7

WANTED—We have two good loans to offer. One \$1250, and one \$600, on good income city property. C. H. Roberts & Co., 107 S. 10th St. O-7c

FOR SALE—2500 head coarse range lambs. All kinds of sheep for sale, in large or small lots. C. H. Roberts & Co., 107 S. 10th St. O-7c

FOR SALE—An leaving country and will sell my 140-acre homestead, partly improved, 4 1/2 miles from Boise; price, \$700; P. O. Box 1062, Boise, Idaho. O-3

FOR RENT—Nicely furnished, sunny front room in desirable part of city for man and wife, two gentlemen or two ladies. First class board. 1302 N. Tenth. Phone 146-W. O2

FOR SALE—Owner going away, must sell modern 6-room house at a bargain. Only 6 blocks from Cuyahoe hotel. Call and see this if looking for a snap. Either good home or income property. See owner, 117 North 17th street. O1

READ THIS—Can locate you on best 80-acre homestead or desert in Boise valley; 29 acres sub-irrigating, balance fine land under good irrigating project. Well water four to five feet; nine miles from Boise. Call 211 Boise National bank. O1

SWEETMAN & CO.

919 1/2 Main St., Phone 375-W. We offer, subject to prior sale: 10 Idaho-Ore. Light & P. \$20.00 1000 Call Switch 25 500 Natural Hot Water 75 100 Steel Tie 2.50 25 U. S. Cashier Cheap 2000 Gray Eagle 97 50 Idaho State Life Bargain Will buy: American, English and Canadian Marconi, Idaho Trust & Savings Bank, Idaho-Oregon Light & Power.

RESIGNS OFFICE OF DEPUTY U. S. MARSHAL

Colonel E. Marsters has resigned as United States deputy marshal. His business affairs have grown so that he concluded he could not attend to his private interests and his duties at the government office at the same time. He has handed his resignation to S. L. Hodgins, the marshal, and has already gone out of office. Mr. Marsters has been in the marshal's office since the death of Erasmus Hecmer a few months ago. He has since discovered, however, that his private interests were too numerous to allow him to attend to the business of the office and he yesterday concluded to resign. William D. Bush of Boise, has been appointed in his place by the marshal.

T. H. Topping, government immigration inspector, is in the city from his Helena headquarters investigating the requests of several Boise Chinamen for permits to visit the old country for awhile.

FINE PICTURE FRAMING The largest and finest stock of mouldings and ovals. Best workmanship. Reasonable prices. D. T. BROWN 1104 Main St. Phone 88

? What Is?

Can you use \$500 in Gold? Read next Sunday's News and find out how you can get it.