

PRESIDENT OF UNIVERSITY HAS SPLENDID OFFER

Has Been Tendered Presidency of the University of Manitoba, Located at Winnipeg.

President James A. MacLean of the University of Idaho has been offered the first presidency of the University of Manitoba, at Winnipeg, notwithstanding it was founded in 1877 and has been supervised heretofore by a council, says a Moscow dispatch.

Dr. MacLean said in an interview: "It is true the offer has been made to me to head Manitoba university, and the proposition looks very attractive because of the possibilities of a greater field for work. On the other hand, my connections with the University of Idaho have been pleasant, and I have been happy in its work. The matter is under consideration, but I am wholly undetermined as to what I will do."

President MacLean came to Idaho 12 years ago, and has been a member of the faculty longer than any other now with the institution except two. He has witnessed the university's wonderful growth in students, and has seen constructed every building now standing on Idaho's campus. There was but one building—the old administration building—when President MacLean came to Idaho, and it burned in 1906.

Judge Forney, the first president of the University of Idaho, and an ex-president of the board of regents, said: "The people of Idaho will be loath to see Mr. MacLean leave, and it is to be hoped he will decide to remain here. His work has been wonderfully successful."

Francis Jenkins, bursar for eight years at Idaho, said: "President MacLean laid the foundation for the great educational institution. Our sophomores now enter any of the largest colleges without any trouble."

One month ago President MacLean went to Winnipeg to look over the school there.

jury returning its verdict in the prolate court yesterday afternoon.

Charles R. Coleman and Miss Carrie Viola Denton were married at 8 o'clock last night at 511 South Fourteenth street by Rev. A. J. Chapman. Both young people are of Boise and will continue to make their residence here.

The suit brought by Mayor Arthur Hodges as trustee against the John Lemp estate and Herbert Lemp as executor was set for hearing before Judge Davis at 10 o'clock Monday morning. The case involves the title to a portion of the Lemp triangle.

Suits were filed in the district court yesterday afternoon by F. W. Hiddleston against D. May Hiddleston for divorce on the grounds of desertion, and W. T. Rawleigh Medical company against A. N. Salsbury, as its agent, for \$757.83 and interest since May, 1910.

Judge Charles P. McCarthy disqualified himself in the district court this morning in the case of E. J. Thorp against J. C. Johnson and others, a Boise county case, transferred for trial here. The judge was at one time counsel for one of the parties. The case will be tried before Judge Davis.

The papers asking for appointment of Mrs. Theresa Robinson, wife of Aaron I. Robinson, deceased, as administrator of the estate were filed in the probate court this morning. The estate is valued at \$7000, of which \$6500 is in the stock and fixtures of the clothing store at Tenth and Main streets.

T. L. Martin, the well known attorney, who for the past two years has been a member of the baby show committee at the Inter-Mountain fair, this morning tendered his resignation, owing to the fact that most of his time in the future will be devoted to looking after the interests of a baby daughter, who arrived at the home of Mr. and Mrs. Martin this morning. The baby is the first and the proud parents are sharing equally in the congratulations.

Dispute over the possession of a bagpipe has been carried from Justice of the Peace Adams' court to the district court of the county. The suit is on an appeal taken from the decision of the justice court in which the claims of the Thistle Glee and Social club, a Scotch organization, were denied and the judgment given to the defendants, Joe McBeth and James Aikman. The club claims the ownership of the bagpipe, some books of records, and a small amount that was said to have been in the club treasury.

The South Boise Presbyterian church Sunday evening at 7:30 o'clock, the concluding meeting of home mission week will be conducted by laymen from Boise, four of them speaking about seven minutes each. The topic will be "Unity." Ex-Governor J. T. Morrison, Dr. J. M. Taylor, R. M. McCracken and Secretary C. F. Easter will each take up specific divisions of the topic. This is a union meeting and is one of several to be held in different parts of the city. In the morning the pastor will preach on "Opportunities for Making Our Country God's Country."

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GOODING SURE TO BE SITE CHOSEN FOR NEW COLLEGE

Committee Makes an Investigation of Securities Offered and Makes Favorable Report.

The Idaho conference of the Methodist Episcopal church in session at Twin Falls last August appointed a committee of business and professional men to investigate offers made to that body by ex-Governor Gooding and other citizens of Gooding for endowment and other needful accessories for college buildings, etc. This committee is composed of D. L. Young of Boise, G. W. Padgham of Salmon and E. C. S. Brainard of Payette. Last Monday they met at Gooding and for four days carefully studied the situation with the result that they unanimously agreed that conditions there are even better than indicated by the delegation from Gooding to the conference last fall.

Governor Gooding and wife head the list of benefactors with a cash subscription of \$35,000 and lands and other securities to the amount of \$120,000. Various other persons have contributed cash to the amount of \$58,000, ranging in gifts from \$2000 down. Land and other negotiable securities have been donated to the amount of \$52,000, making the total a sum of more than \$265,000.

Aside from this committee of local citizens has placed in bank \$2000 for the first year's salary of a man to act as financial and field agent and secretary, to start in the work of raising the \$150,000 the church is obliged to contribute before the first cornerstone can be laid. Moreover, the citizens of Gooding guarantee the collecting of all these various notes and securities and are busy in adding to them, finding it an easy task among a community where two out of every three families now are already contributors to the enterprise.

The site is one of the most slightly spots in southern Idaho, commanding the center of the great Snake river valley at a place where it is practically 100 miles wide and almost all under irrigation. This site is donated by Messrs. A. J. McKenzie, president of the First National bank of Gooding, and C. O. Elwood, a capitalist of Minneapolis, and it is in the immediate vicinity of the state institutions for the deaf and blind, and the experiment station.

The work of that committee of three was one of much responsibility and great importance and it was executed with commendable thoroughness. Every note and piece of land was scrutinized and examined with minute care and none accepted until fully and irrevocably guaranteed.

On Thursday evening 11 of the commission of 18 appointed by the conference (half and half lay and clergymen) met to hear the report of the three committees. Their report was unanimously accepted.

There is but one thing as yet standing in the way of final acceptance and that is the sanction of the board of education in New York. This body will be present by accredited representatives in Gooding Jan. 23, 1913, to meet with this commission. The commissioners present at this week's meeting were Messrs. Parker, Woodhull, Roberts, Finger, Evans, Schall, Winters and Gilliland, aside from the committee above named.

SCHRANK IS TAKEN TO WISCONSIN ASYLUM

Milwaukee, Nov. 22.—John Schrank, who shot Colonel Theodore Roosevelt on the night of Oct. 14, in Milwaukee, was late last evening committed by Municipal Judge Backus to the Northern hospital for the insane near Oshkosh.

Before being led back to jail to await preparations for the trip to the asylum Schrank said:

"I had expected that they would find me insane, because it was in the papers two days ago. I want to say now that I am sane and know what I am doing. I am not a lunatic and never was one. I was called upon to do a duty and have done it."

"The commission has sworn away my life. Each member went on the stand and said I was incurably insane. They can do what they want with me now. They can bury me alive if they see fit. I don't care what happens now."

Commitment was pronounced after the presentation of the report of the commission in which the defendant was unanimously adjudged insane.

District Attorney Zabel submitted a number of questions bearing upon medical terms to each of the five alienists, all of which brought forth similar responses, the substance of which was that Schrank was suffering from chronic paranoia, and all of the physicians agreed that it was doubtful if the disease could be cured.

Failure in effecting a cure of Schrank's mental disease means that he will spend the rest of his life in the asylum.

Did your investigation develop any facts?

"Yes," replied the inquisitor; "we have every reason to believe that the answers given to our opening questions as to the name, business and residence of the star witness were complete, and absolutely accurate."

Washington, Star.

Subscribe for the Capital News.

MAY APPEAL FROM VERDICT IN THE CASE OF M'LEOD

Norman McLeod, who on Oct. 19 shot and killed George Guay near Rocky Bar, was found guilty of assault with a deadly weapon last evening at Mountain Home.

Frank T. Wyman, one of the attorneys for the defense in the case, who returned from Mountain Home last night, states that McLeod was found guilty on circumstantial evidence and the case will likely be appealed. McLeod's statement of the killing was clear, he said, it being to the effect that he shot in self defense after he had been injured by Guay. He testified that Guay had followed him and a young woman and her brother from a dance to the girl's home, had gotten on the roof and when he was ordered down, jumped upon McLeod, dislocated his right shoulder, and then pitching in on him, was getting the best of him in a fight when he drew his revolver and fired, the first shot missing and the second taking effect.

E. E. Hulser of Boise assisted the prosecution and also returned home last night.

SHOSHONE COUNTY CASE IS DECIDED

Important Ruling on the Status of Tax Liens Against Property.

An incumbrance upon property which was a lien at the time of conveyance, although not payable until afterwards, is not an incumbrance where it is shown the grantor was not under personal obligations to discharge the tax lien, according to a decision handed down last yesterday by the supreme court in the case of Jacob Polak versus Ida Mattson, appealed from the district court for Shoshone county. The opinion written by Justice Sullivan affirms judgment entered in the lower court by Judge W. W. Woods.

Syllabus of Court.

The syllabus of the court's opinion is as follows:

"The word 'grant' when used in a conveyance, under the provisions of section 1120, revised codes, implies the following covenants, and none other, on the part of the grantor, for himself and heirs, to the grantee, his heirs and assigns, unless restrained by express terms contained in such conveyances, to-wit: 1. That previous to the time of execution of such conveyance, the grantor has not conveyed the same estate or any right, title or interest therein to any person other than the grantee. 2. That such estate is at the time of the execution of such conveyance free from incumbrance done, made or suffered by the grantor, or any person claiming under him.

"Under said implied covenant an incumbrance upon property at the time the grantor acquired the title to it is not within the covenant against incumbrances 'done, made or suffered' by the grantor, unless it appears that he was under personal obligation to pay it.

"Where the word 'grant' is used in a conveyance, certain covenants are implied 'unless restrained by express terms contained in such conveyance,' and where there follows in the conveyance an express covenant of 'quiet and peaceable possession,' and where the implied covenants and the express covenants are entirely independent of each other and of a different character, they must be construed together and both permitted to stand, unless it clearly appears from such instrument that the express covenant was intended to restrict or limit the implied covenant.

"Where taxes are legally levied on real estate the lien attaches on the second Monday of January of that year, and where the grantor in a conveyance procures title to such real estate on the 22d day of May, 1909, the taxes levied for that year and the two years previous thereto were incumbrances on said real estate before the defendant acquired title thereto and are not incumbrances 'done, made or suffered' by the grantor or any person claiming under him, unless it appears that he had agreed with his grantor to pay them.

"Taxes which were a lien upon land at the time of its conveyance, although not payable until afterward, are not an incumbrance 'suffered' by the grantor where it is not shown that he was under any personal obligation to discharge the tax lien."

If your watch does not run right, let us repair it. You will be satisfied.

CON W. HESSE, Jeweler.

Adv.

Missouri Charities Conference.

Hannibal, Mo., Nov. 21.—Several hundred visitors arrived here today to attend the annual meeting of the Missouri State Conference of Charities and Correction. The sessions will last four days, during which time the conference will discuss a wide variety of subjects pertaining to the care of the sick and dependent, the correction of the delinquent, the reform of the criminal, prison management, woman and child labor and the work of organized charity in general. Jacob Ellikopf, superintendent of the Jewish educational institution of Kansas City, is president of the conference, and C. D. Mill, president of the Kansas City board of public welfare, is the secretary.

GROWS SARCASTIC ABOUT IDAHO EGGS

Portland Dealer Says They Are Everything Eggs Should Not Be.

Idaho eggs have no qualification an egg should have except that they are immune from rot, according to a somewhat sarcastic letter from a Portland firm to an Idaho shipper wherein the Rose city house referring to a shipment of the Idaho product says "they are weak and shrunken and everything that could be had about an egg outside of rots, the Idaho eggs certainly have them." The question is, therefore, when is an egg a good egg. To be a good egg can it be weak and shrunken or is an egg bad only when rotten? Putting it another way is an Idaho egg that is not rotten, good. Idaho eggs are sold by the Portland dealer to be everything but rotten. Therefore it is claimed the testimonial is the strongest kind of an endorsement of the Idaho product for not being rotten it must be good.

The Capital News is in receipt of the following letter from Johnson & Son of Fruitland, Ida.

"Nov. 19, 1912.

"Capital News, Boise, Ida.

"Dear Sirs: Find enclosed letter from Hazelwood company of Portland, Ore. in answer to our of the 26th of October. We would like to have same published for the benefit of the merchants throughout our state.

"JOHNSON & SON, P. E. Johnson, Prop."

The letter from the Hazelwood company of Portland is as follows: "Portland, Ore., Oct. 29, 1912.

"Johnson & Son, Fruitland, Idaho.

"Gentlemen: Your letter of the 26th inst. to hand and in reply will say that the eggs we received from you were not good at all. The fact of the matter is we would rather not have them. We have never seen any Idaho eggs that gave the dealer any satisfaction, but this does not apply to your eggs alone. They are weak and shrunken, and everything that could be had about an egg outside of rots, the Idaho eggs certainly have them. We did the very best we could for you and assure you that we did not make money off these eggs even at the price we paid you.

"Yours truly, HAZELWOOD COMPANY."

Cuba Flora Cigar, mild and fine. tf

Read the Capital News and get today's news today. Adv. tf

American Federation to Adjourn. Rochester, Nov. 23.—The last day of the American Federation of Labor convention will be the most important day of the meeting. The contest on the election to office by the referendum and on the annual election of officers will be decided.

its Objects.

"Pop, I know why they put the policemen in uniform."

"Well, what do they do for?"

"To arrest people's attention."—Life.

The W. C. T. U. of Colliester held a very enthusiastic meeting on Thursday afternoon at the home of Mrs. Murphy. Mrs. Vance of Boise gave a partial report of the national convention at Portland, which was very interesting and much enjoyed by all present.

The Choicest & Best Wines and Liquors FOR FAMILY TRADE

is the kind you get at our store. Send in your next order.

DAN BROWN & CO.

714 MAIN ST.

We deliver to any part of the city.

No matter what you have to sell, Capital News Class Ads will sell it for you if it is worth selling. If you have a house or room to rent, Capital News Classified Ads will bring you a renter.

Phone 234 for Class Ad Department.

ANNOUNCEMENT

All persons contemplating purchasing an automobile will be interested to know that we have established a Ford Agency in Boise.

You Can Afford a "Ford"

Five-passenger Touring Car.....\$695.00 Fully equipped, nickel trimmed.

Roadster.....\$620.00

Delivery.....\$725.00

Taxi-Cab.....\$925.00

Don't these prices convince you? First carload 1913 models to arrive on or about Dec. 1st.

FORD MOTOR AGENCY

H. J. Synders, Mgr.

Phone 1168.

1421 West Main.

Meritol FOR THE PUBLIC HEALTH TRADE MARK We want you to try one of these preparations on our recommendation—upon our positive and absolute guarantee. MERITOL HAIR TONIC, MERITOL PILE REMEDY, MERITOL TONIC DIGESTIVE, MERITOL ECZEMA REMEDY, MERITOL BLOOD PURIFIER, MERITOL WHITE LINIMENT, MERITOL RHEUMATISM REMEDY. They are made for us; we know what each contains and we know they have no superior. They are made by the AMERICAN DRUG & PRESS ASSOCIATION of which we are part owners, and we place the reputation of our store behind them. If they were not right—the very best to be had—would not want you to try them. SEE THE MERITOL TOILET LINE. Whitehead's Drug Store Exclusive Agents in Boise.

Call to Patriotism The Paul Revere One-piece to 204-piece set. Start to supply yourself with this splendid pattern today. Remember you can buy one piece at a time if you wish.

J. T. LAUGHLIN THE BEST WATCHMAKER THE DUDLER ADDITION Lying in the Northwest part of the city, adjoining Four Rapidly Growing Additions, is now on sale. \$150, - \$175, - \$200 Buys the inside lots. Corner lots in proportion. Terms, \$10 cash and \$5 per month per lot. Good water right. Good soil. Good location for a home. City water. Electric lights and street car service available. This special price will expire Jan. 1st, 1913. The F. J. Garver Co. will act as general agents and the usual courtesies will be extended to all realty dealers. ERNEST DUDLER, Trustee for the Smith Estate. 105 N. Tenth St.

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BREVITIES

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