

NEW HAMPSHIRE LEGISLATURE TO ELECT SENATOR

It Is Also the Duty of the Law Makers to Elect the Governor of the State at This Session.

Concord, N. H., Dec. 30.—When the New Hampshire legislature assemblies day after tomorrow the lawmakers will face one of the most puzzling situations in the history of the state.

Whether Democrats or Republicans will be selected for the two high offices to be filled by the legislature is a matter that cannot be foretold with certainty.

The senatorship is the problem in which most interest is manifested. The avowed Republican candidates are former Governor Henry E. Quinn and Rosecrans W. Pillsbury, editor of the Manchester Union.

The problem of the governorship is expected to present fewer difficulties in its solution. In the election of Nov. 5 the Democrats made sweeping gains and all but secured in their candidate for governor, Samuel D. Felker of Rochester.

RYAN IS GIVEN

(Continued from First Page.)

Ham Reddin, three years. Sentences Suspended. Sentences on the following were suspended: Patrick F. Farrel, James Cooney, Frank J. Murphy, James Coughlin and Hiram R. Kline.

Before pronouncing sentence Judge Anderson said: "It has been more difficult than expected to arrive at a degree of guilt in each case. Have you anything to say why sentence should not be pronounced against you?"

"Your honor," said Patrick Farrel, "I have something to say in my behalf. Some things might have been said in your behalf that were not said."

"That is a fact, your honor," said Farrel. "I voted against the resolution to continue the strike. I never was in sympathy with dynamiting."

"This man Farrel," said District Attorney Miller, "is one of the least guilty of them all, and had he had proper legal advice he might have been found not guilty."

The case of James A. Cooney and others, against whom sentences were suspended, were also investigated by the court.

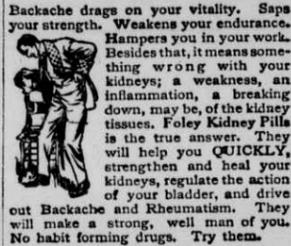
Talked to Prisoners. In some sentences one day was added, so the men might be confined to the federal prison.

Judge Anderson, after the sentences, read from the bench a statement in which he said: "The evidence shows some of these defendants to be guilty of murder, but they are not charged with the crime. This court cannot punish them for it."

For the 38 men convicted the sentences imposed are as follows: One prisoner received seven years, eight received six years each, two received four years, 12 received three years each, four received two years each, six received one year and one day each and five were given liberally through suspended sentences.

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The entire proceedings in court, as a climax to the three-month dynamite conspiracy trial, required only two hours from the time court opened, shortly after 10 a. m.

Before Judge Anderson passed sentence he said he desired to read a statement. He then read a history of the dynamite conspiracy, as well as the evidence introduced and said: "This scheme or campaign of dynamite was entered into and carried on throughout the country from the Atlantic to the Pacific."

The evidence disclosed an appalling list of crimes in addition to the crimes given in the indictments. These crimes were all committed in the name of organized labor, but will not believe that organized labor approves of such practices.

"Any organization that approves and backs the methods of these defendants is an outlaw and will meet the fate which outlaws have met since civilized society began."

The evidence shows some of these defendants to be guilty of murder, but they are not charged here with that crime. This court cannot punish them for it, nor should it be influenced by such consideration in fixing the measure of punishment for crimes charged.

The certainty of punishment, is not its severity, is the important consideration in the administration of criminal justice. Such punishment should be meted out as shall warn men that even if they desire to accomplish lawful ends, they must not violate the law in an attempt to realize them."

Referring to the iron workers' strike, which began in 1905, and which the government charged was the motive which prompted John J. McNamara to use dynamite as a weapon, Judge Anderson said the strike was attended by picketing, then by slugging and riots.

The 1906 campaign was begun by the dynamite conspirators and beginning with explosions in the east and extending from the Atlantic to the Pacific, until the arrest of McNamara and McManigal in April, 1911.

"This system of destruction was not carried on for revenge or obedience to any other human passion, but for the purpose of by veritable reign of terror, to enforce compliance with the demands of iron workers upon the open and closed shop question."

REDUCTIONS IN FRUIT RATES OF NO CONSEQUENCE

General Freight Agent Reeves of Oregon Short Line Writes on Interstate Commerce Ruling.

Sweeping reductions on fruit have not been made to all of the eastern points from the fruit belt of the northwest.

This information is brought in a letter from the general freight agent of the Oregon Short Line, in which he says that the order of the interstate commerce commission affects the shipments to Crawford, Neb., and does not carry with it any reduction in the rates.

The reports that the order has carried sweeping reductions in the fruit rates to eastern points have interested all of the shippers of the northwest.

In response to a letter of inquiry from F. H. Phillips, traffic manager of the East Fruit company, J. A. Reeves, the general freight agent, sent the following letter:

"Referring to your letter of Dec. 21, concerning recent order of the interstate commerce commission in above case, covering reduction of rate to Crawford, Neb., I think you have gained the wrong impression probably from newspaper reports in the case referred to. The order only affects rates to the city of Crawford, and does not carry with it any sweeping changes to any other points. The only part of the case this line is interested in is subdivision No. 1, and involves simply an amendment to our tariffs, effective on or before Feb. 1, from points on our line in Oregon, Utah and Idaho, and in Mr. Poteet's trans-Missouri freight bureau tariff 20-G from Utah common points to Crawford, Neb., making the Missouri river rate applicable to Crawford, viz., rate of 75 cents on apples and 90 cents on green fruit."

Con W. Hesse, Watch Inspector of O. S. L. for 16 years. There's a reason. Women of East St. Louis have formed an association to promote civic progress.

LEGISLATORS ARE ARRIVING FOR THE COMING SESSION

Members of the Twelfth Legislature Arriving on Every Train—Gossip on the Speakership.

Members of the Twelfth session of the legislature are already beginning to arrive preparatory to the work of the session, to get an alignment upon the preliminary organization and to participate in the skirmishing prior to the senatorial battle in the selection of a successor to the late Senator Heyburn.

Among the arrivals today is Peter G. Johnston, who for three sessions in the past, has been one of the most forceful members of the house of representatives. Mr. Johnston is being considered as a candidate for speaker, but when seen today in his rooms at the Idaho hotel, declared that there was absolutely nothing that he could say at this time.

Colonel H. V. A. Ferguson, one of the leading attorneys of the state, a member from Hancock county, has been in the city several days familiarizing himself with the legislative situation. Colonel Ferguson is an orator of considerable ability and has participated in various state campaigns in the past. That he will be one of the influential and leading members of the house is admitted by all.

Evan Evans of Grangeville has arrived to take charge of senatorial headquarters at the Owyhee hotel, which will be maintained in the Owyhee hotel. John Thomas of Gooding, who will perform the same service for former Governor Gooding, is also here to take charge of his work.

Headquarters for Governor Gooding will also be maintained at the Owyhee hotel. Governor Brady's headquarters will be at the same hotel. He has not announced as yet who will have charge of his campaign, although it is rumored that Judge D. W. Standorf of Pocatello will be active in his behalf, even if he does not have charge as the head of activities. D. W. Church and other prominent Pocatello citizens will also be here active in the interests of the former governor. It is said.

C. S. French of Canyon county, who is said to be the leading candidate for speaker, has secured rooms at the Manitou hotel, but in his candidacy for speakership will be at the same hotel. He has not announced as yet who will have charge of his campaign, although it is rumored that Judge D. W. Standorf of Pocatello will be active in his behalf, even if he does not have charge as the head of activities. D. W. Church and other prominent Pocatello citizens will also be here active in the interests of the former governor. It is said.

James H. Wallis is busy looking after his candidacy for chief clerk of the house, a position he has filled with eminent ability for the last three sessions.

Candidates for other appointive places in the legislature have not as yet become very numerous about the hotel lobbies, but it is expected that immediately after Jan. 1, the usual number of insistent solicitors for positions will appear.

IN CONFERENCE WITH DEMOCRATIC LEADERS

Trenton, N. J., Dec. 30.—President-elect Wilson today began a conference with Democratic members of both houses of congress whom he intends to consult about men and politics for his administration.

J. Hamilton Lewis, indorsed for United States senator from Illinois in the Democratic primaries, was his first visitor. Senator John Sharp Williams of Mississippi, Luke Lee of Tennessee and Chamberlain of Oregon, and Representative William Redfield of Brooklyn were to see the president-elect at different hours during the day.

St. Augustine, Fla., Dec. 30.—On his return trip from the Panama canal President Taft paid his first visit to the oldest town in America, stopping at St. Augustine as a guest of the Board of Trade. He held a brief reception after breakfast before continuing his journey to Washington.

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Abe Martin



"Th' only polish some fellers ever git is on their shoes. Next 't' payin' for a dead hoss ther halnt nothin' a fellar likes better'n hearin' his wife tell about somethin' mushy he did while sparkin'."

RANGE RIDER IS TAKING MESSAGE TO WASHINGTON

Francis Cox James, Astride an Idaho Broncho, Carrying Message of Congratulation to President Wilson.

Astride a hurricane deck of an Idaho broncho, bound for the nation's capital to convey to President-elect Woodrow Wilson the congratulations of the people of Idaho over his success Nov. 5 and a message from Governor Hawley, Francis Cox James, who takes the title of an "Idaho Range Rider," has forwarded to this state's chief executive a message reporting progress. His letter is as follows:

"Hon. J. H. Hawley, "Governor of Idaho, "Dear Governor: Your letter, dated Nov. 21, 1912, mailed to me in Nevada, I was sure glad to get such an encouraging letter, and do hope to have the pleasure of seeing you in Washington, D. C., at the inauguration in the ending part of April.

"I enclose you will find a small token of Christmas remembrance, wishing you a happy New Year, a merry Christmas and a most happy New Year.

"If you should go to Washington, D. C., as I stated, you will find, I hope, the cowboy from Idaho riding through the country on a peculiar mission in behalf of the western states and for the good of Idaho.

"Dear governor, I sure feel lonesome, longing to be in Idaho again to breathe that pure mountain air, to eat the good pure food of the ranch, to drink the water that flows down from the sides of its hills and to mount my pony away into the hills. This, governor, is just half of life.

"Again wishing you all the good things that go with the coming historical event is my wish to you, governor and your family.

"Your Western Lad, "FRANCIS COX JAMES, "Idaho Range Rider."

PROTEST AGAINST THE ADOPTION OF THE AMENDMENTS

Ex-Governor McConnell Declares That They Would Bring Disaster to State—Issues a Statement.

Protesting against the adoption of the recent amendments to the constitution voted upon and passed by the people of this state Nov. 5, ex-Governor William J. McConnell has issued a letter over the state pointing out that under the rule by which all these amendments have been declared carried that it would be possible to amend the constitution if the amendment or amendments only received a dozen votes instead of thousands. He protests against their adoption.

Ex-Governor McConnell was one of the framers of the present constitution and was also the senior United States senator for the short term when Idaho was first admitted to statehood.

In his statement as to the eight amendments he suggests that one of the first things the legislature should do when it convenes Jan. 5 is to pass the following act: "Be it enacted by the legislature of the state of Idaho: Section 1. Any opinion of the supreme court of the state of Idaho may subsequently be reversed by that tribunal without prejudice to cases heretofore heard and decided by said court."

The reason assigned for this suggestion is that the supreme court in 1895 held the women's suffrage amendment to have carried when it received less than a majority vote of all the electors voting at that election.

"The supreme court held," says Mr. McConnell, "that a majority of those voting upon a proposed amendment adopts it, and this is, in my opinion, absurd.

"That is just what section 1 of article 29 of the constitution prohibits when it provides that such amendments must have received a majority of all the electors. This provision of the Idaho constitution is different from the Washington state constitution in this particular. And to hold that less than one-third of the voters of Idaho can provide for adding an additional bonded indebtedness of \$2,000,000 upon the taxpayers is a travesty on constitutional law.

"This is what one of the proposed amendments means, although it was admittedly worded."

Thinks Vote Too Small. The amendment receiving the largest vote got 43,967 affirmative votes out of a total of 105,740. Ex-Governor McConnell contends that this amendment, to be legally adopted under the provisions of the constitution, would have had to receive 52,871 votes, a majority of the 105,740 electors voting at that election.

WORTHWINE TO COACH TEAM FOR ANOTHER YEAR

Announcement Is Made at Luncheon Given in Honor of Members of the High School Eleven.

O. W. Worthwine will coach Boise high again next year. The superintendent, Professor Meek, and the coach have reached an understanding, and the man that defeated Chicago will again be at the head of football affairs in the high school next season.

This announcement was made at the luncheon given by the Boise Commercial club to the football heroes of the Chicago battle. In his speech, Professor Meek announced that the famous coach would again be at the head of the football work of the school, and that he would have charge of the team during the season of 1913.

One hundred and fifty men and boys sat down at the club tables at noon today. Funny happenings on the field and diamond sparkled through the talks made by Governor Hawley, President C. J. Sinsel, Dr. Judd of the University of Chicago, Coach Worthwine, Captain Red Johnston and Professor C. S. Meek.

Governor Hawley said that, in spite of the fact that Chief Justice Stewart was the embodiment of law and order, that the re-enactment of law and order, "Smiley" Hunt, was unable to keep the excited jurist off of the field during the game, and that the policeman had to call attention to his encroachment several times during the big battle.

The keynote of the governor's speech was team work. He said the work of the boys was successful because of cooperation. He urged the club members to form in line, and do some team work for the city, the county, and the state, and declared that only by a thorough and continued cooperation could the club's work be successful.

Dr. Judd styled himself "the human sacrifice at your celebration." He complimented the team, the people of Boise and the community in general on the game and the way in which the players had been treated while they were here. He said that he never saw such fine specimens of players as those that are raised in the Boise valley.

The coach himself was as modest as usual. He thought that the glory of the victory should go to the members of the team rather than to their coach, and disclaimed any responsibility for the victory. The announcement that Worthwine would again coach the team brought out applause from the boys and the members of the club that fairly shook the walls of the diningroom.

Mildred, clear Havana cigars. Adv.—J30

MUST COLLECT TAXES FROM BANK ITSELF

The county must collect delinquent taxes from the stockholders of the Boise State bank rather than from the bank itself. This decision was handed down by Judge Carl A. Davis in the suit of Herbert A. Ellsworth, county assessor, against V. W. Platt, receiver.

The court allowed the taxes of the county against the real estate of the bank but refused the collection on the capital stock of the institution. The bank claimed that it was insolvent and that there had been during the year 1911 undivided profits or surplus in its treasury from which to pay the taxes. It contended that the county should sue the individual members of the corporation for the taxes due upon the stock itself.

Taxes on the real estate amounting to \$95.99 were allowed and those upon the stock amounting to \$1188.25 refused by the court.

EVEN MONEY ON THE BATTLE AT VERNON

Los Angeles, Dec. 30.—Practically all the reserved seat section at the Vernon arena has been sold out for the 29-round fight New Year's day between Al Pulzer, of Iowa, heavyweight, and Luther McCarty, the cowboy pugilist. McCarty is declared by his trainers to be on edge and doing only light gymnastics. Pulzer had a strenuous boxing session today. Even money prevails in betting circles.

CLERGYMAN DEPOSED AS EPISCOPAL PRIEST

Philadelphia, Dec. 30.—The Rev. Dr. Alfred Mortimer, who suddenly resigned last week as rector of St. Mark's Protestant Episcopal church, has been deposed as priest, it was announced today, by Bishop Rhinelander, following the receipt of a letter by the bishop from Dr. Mortimer, in which the latter renounced the ministry. In making the announcement the bishop's secretary said: "The matter is very serious and must be made known to the ministry and bishops of the church." This was the only statement made regarding the offense of the clergyman.

FOR SALE—Twenty acres on Deer Flat. Address Box 955, Boise. D31c

Pinney Theatre

ADVANCED VAUDEVILLE. 5—Acas—5. Matinee Wednesday and Saturday. Bill Monday Tuesday and Wednesday ITO FAMILY. A Wonderful Jap Act.

Table listing performers and acts: TROXELL & WINCHELL (Singing Talking and Dancing), VAN DER VOORT (Holland Violinist), THOMAS & THOMAS (Singers and Dancers), HAMMA & BENSON (400 Vaudeville), RHEA BROWN (Dresden Doll), SIDE & SIDE (German Comedy Sketch), JACK LE VERE (Comedy Ventriloquist), Other Acts Announced Later.

Bill changes last half of week. Opening bill Friday and Saturday. Matinee Wednesday and Saturday—2:30. Prices—Adults 25c, children 15c; Any seat.

BOISE MAN WILL GET REWARD FOR SERVICE GIVEN

E. F. Van Valkenberg Slated for Position of Insurance Commissioner—Managed the Haines Campaign.

Elmer F. Van Valkenburg will be the next insurance commissioner of Idaho, succeeding Isaac C. Hattabaugh, if the reports circulated in political circles today are correct, and it is believed that they are. Mr. Van Valkenburg managed Governor-elect Haines' campaign and was the closest man to the governor-elect in its management during the primary and general election campaign. His friends are active in his behalf so securing the appointment is concerned. They claim that unless there is a decided change in the situation with reference to it the appointment, the insurance commissionership will go to Mr. Van Valkenburg.

There is unusual speculation in political circles over the appointment of state engineer and state bank commissioner, for it is claimed there will probably be a change in both offices regardless of the fact that the present incumbents hold for four years and have served but two years of their term. It is said that the bank commissioner will probably go to the northwestern part of the state and the state engineer to the south.

O. H. Barber, a well-known newspaper man of the southern part of this state, publisher of the American Falls Press, was, as the Capital News stated over a week ago and corroborated yesterday, received the appointment of fish and game warden. The appointment shut out the candidates for that office recommended by the Idaho State Sportsmen's association, upon whom a straw vote was taken.

HOTEL ARRIVALS. OWTHERE—W. L. Watters, Ogden; Eva B. Henderson, Nesper; E. Maude Mix, Orofino; Frances Wilson, Wallace; Mrs. J. B. West, Lewiston; Catherine T. Bryden, Moscow; Charles Johnson, Coeur d'Alene; Etta Brown, Lewiston; W. C. Foreman, Orofino; H. P. Irvin and wife, Sandpoint; George Sparring, Bonners Ferry; J. W. Parmory, Sandpoint; Gianville, Grangeville; E. E. Eastwood, Lewiston; Harriott C. Wood, St. Anthony; Ella M. Miller, Idaho Falls; J. A. Hibberd, Warmer; Miss Frances Mills, Hill City; Katie L. Brady, Mountain Home; M. Crundwell, Halley; Alfred A. Hart, Ben Hultine, R. B. Dunford, Bloomington, Idaho.

IDANHA—W. H. Colwell, Welter; D. R. De Ment, Caldwell; Mrs. John James, Eagle; James McGuffie, Glenns Ferry; W. L. Huvette, Jerome; Ed F. Brass, Ketchum; D. H. Kerfoot, Vale; Miss Roberta Brown, Nampa; J. D. Huston, Seattle; B. H. Allen, Portland; J. I. Burgess, Albion; Art E. Jones, Memphis; Dorothy Merton, Pendleton; Hong Ding, Empress Theater; A. Morrison, Davenport, Ia.; Charles L. Desmond, Caldwell; H. L. Mitchell, Welter; W. M. Worthington, Oakley; Helen Johnson, Montpelier; C. B. Evans, Detroit; Oscar Louenack, Pocatello; A. R. Lee, Hill City; Joe Vernon, Shoshone; H. A. Vincent, Portland; A. H. Peoy, Pocatello; J. Mitchell Hugh H. Rankin, George Harrigfield, Ashton; P. G. Johnston and three sons, Blackfoot; O. M. Van Duyn and wife, Boise; H. A. Witherill, St. Louis.

RESCUED AT SEA AND TELLS STORY OF WRECK OF STEAMER VOLMER

London, Dec. 30.—Two survivors of the Danish steamer Volmer, who were picked up in an open boat 50 miles southwest of the Lizard and landed at Newlyn by a trawler Saturday, relate a terrible experience.

The Volmer was wrecked Thursday in the gale which raged in the English channel. The crew abandoned the steamer, and one of the boats with nine occupants was swamped, all the men being drowned.

The second boat, with the captain and several others aboard, managed to weather the heavy seas. They had no oars, and no water, and they were unable to obtain food from the airtight tank.

The chief engineer died and the chief officer went mad. He tried to throttle the captain. Eventually, all died, or were washed overboard, except the captain and one other. They also were washed out of the boat several times, but managed to scramble back.

They drifted until Saturday, suffering the agonies of thirst and exposure. They were almost to their necks in water, and lost consciousness from exhaustion while being dragged through the sea into the rescuing boat.

The funeral of Albert Hoskins, who died Dec. 22, was held this afternoon at the Schreiber & Sidenfaden chapel, Rev. D. H. Jones officiated. St. Louis claims to lead all United States cities in dealings in horses and hogs. Philadelphia needs \$50,000 to carry on its work of planting and caring for street trees.

Bill Week Beginning Monday Dec. 30th. One Show. Curtain at 8:15. All seats reserved. Prices: Night, 25c, 35c, 50c. Seats on sale.