

we can tell with certainty about our county nominees." Irwin Untermyer had this comment to make on his defeat:

"If the Democratic party has been defeated I am content to be defeated with it."

**Heavy Socialist Vote**

One of the surprises was the heavy vote polled by James O'Neal, Socialist candidate for President of the Board of Aldermen. O'Neal polled an exceptionally heavy vote on the East Side. In 2,539 election districts out of a total of 3,367 in the city his vote was 112,341, almost 50,000 more than was polled by the Socialist candidate for Governor in the five boroughs last year.

The vote in these same districts for Moran and La Guardia was: La Guardia, 161,141; Moran, 155,100.

Justice Newburger, when told of the result, said: "I am sincerely grateful for the splendid manner in which the press has supported the vital principles involved in this campaign, also for the manner in which the Bar Association has come to the support of the independence of the bench. And to the public for its enlightened assent to the principles underlying the contest."

Republican leaders declared the vote was as much of a rebuke to the extravagance of the Hyman administration as it was to the attempt of Charles F. Murphy to control the judiciary.

**Smith Also Re-elected**

The heavy Democratic vote in The Bronx overran in part the Republican vote in Manhattan for the candidates in the City Court ticket. While Justice Richard B. Smith, who has Justice Newburger as his running mate, was re-elected, Henry H. Davis and William H. C. Cooch were defeated, on the face of the late returns.

Two of the Tammany candidates for City Court Judge, Thomas F. Rellier and Louis Wendell, were running close behind last night.

The vote for Supreme Court in 825 election districts out of 948 was: Newburger, 103,812; McCook, 101,085; Luce, 115,538; Pitts, 107,102.

In The Bronx the vote was comparatively the same percentage.

The heavy Republican vote in Manhattan and Brooklyn indicated that several Republicans would replace Democrats in the Assembly and the Board of Aldermen.

paign headquarters of Robert E. Luce at 505 Fifth Avenue was dark, with none of the campaign staff present. A scrubwoman said the campaign banner over the headquarters had been taken down some time before, and all the staff departed after locking up the office.

Edward F. Boyle, Democratic candidate for President of the Borough of Manhattan, was not at his campaign headquarters in the Manhattan Hotel last night. A member of his campaign staff said the candidate had gone to Tammany Hall to hear the returns.

Henry Untermyer and his family were at his headquarters in the Hotel Manhattan, and while hoping for the best members of the campaign staff admitted that they were rather doubtful of the result.

The Socialists scored a success upstate, in Lackawanna, Niagara County, by electing J. H. Gibbons Mayor. Luce, when it is recalled that Gibbons made his campaign on the steel strike issue.

**Unbossed Courts**  
**Big Issue of Day**

**Turning Down of Newburger by Tammany Made City Wake Up**

Charles F. Murphy's decision in July to refuse a renomination to Justice Newburger, who had served twenty-eight years on the Supreme Court bench, made the big issue of the campaign fought to a finish yesterday.

Henry Untermyer and his family were at his headquarters in the Hotel Manhattan, and while hoping for the best members of the campaign staff admitted that they were rather doubtful of the result.

The turning down of Justice Newburger was like a blow in the face to an unbooming citizen.

New York voters suddenly remembered that some time in November there would be an election. Political lethargy was dispelled.

Justice Newburger was on his vacation Lake Chautauque when he heard the news that the organization which had twice honored him with a nomination for the bench had prepared to discard him for the reason, as stated by Mr. Murphy, that he had been on the bench long enough.

Interest in Chief Murphy's decision was heightened when it was announced that Justice Robert E. Luce was to be nominated and that in the place of Justice Newburger, Mr. Murphy and his friends had picked Irwin Untermyer, the thirty-three-year-old son of Samuel Untermyer.

The shift that arranged was of deliberate construction, and sanctioned by Governor Smith. By the decision to nominate Justice Luce, Governor Smith was taking care of Mr. Luce, who for years had been legal counsel to the executive committee of Tammany Hall and a member of the inner circle of the Tammany Society.

The starting of Luce and Untermyer for the Supreme Court did more than arouse the independents and the vote by acclamation. It was a deliberate defiance of William H. Hearst, who had attacked Justice Luce when he was appointed by Governor Smith to fill a vacancy on the bench, the Hearst papers asserting that the judge was merely a New York Central Railroad attorney and unfitted for the post to which the Governor appointed him.

Governor Smith, when it came time to select candidates for the vacant places on the bench, needed the candidacy of Justice Luce. For reasons not fully known, yet Mr. Murphy picked Mr. Untermyer for the other place, thus leaving Justice Newburger out in the cold, with a promise that if he would retire gracefully, he would be provided an official referee, which in the opinion of the Tammany inner councils was the same as giving him a \$25,000 a year.

The ground of Justice Newburger being left in a candidate to succeed himself, The Republicans already had gone on record in favor of keeping him on the bench, thus assuring him of the honor if one of the great parties, Justice Newburger desired to become a candidate.

With the issue joined, the Association of the Bar, the New York County Lawyers, The Bronx Bar Association, and the Women Lawyers, one after another, endorsed Justice Newburger and Richard B. Smith, judge of the City

**The Chances are She Did**

Did you select your automobile all by yourself? On second thought, didn't something your wife said about the upholstery prove a factor in your choice? One large manufacturer says women influence the sale of nine out of every ten automobiles. Women have a voice in determining the choice of probably 200,000 of the cars bought yearly by Delinco families. If you manufacture something used by American homes, advertise it to women in

**The Delineator**  
*The Magazine in One Million Homes*

Advertisement for The Delineator magazine, mentioning its circulation of one million homes.

**Republican Gain in Assembly**

State Chairman George A. Glenn said at midnight that he believed that the Republicans had gained at least ten Assembly seats in greater New York and two or three more in the upstate districts.

Among the new Assemblymen in next year's Legislature will be Colonel Theodore Roosevelt, of Oyster Bay, who was elected by a majority of 2,000.

At 10 o'clock last night the cam-

**Why be cold when you can get one of our thick-lined all wool fabric undercoats at \$4.95?**

Advertisement for undercoats, mentioning they come in four beautiful shades and will particularly appeal to the younger man.

**How Far is a Mile?**

It depends on the mode of travel. Feet, horse, train, motor or plane make the difference between twenty minutes and half a minute.

Some advertisers are still walking toward their market and wondering why their competitors have arrived ahead of them.

How about your mode of travel. Do you walk or fly?

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TORONTO MONTREAL LONDON PARIS

**J.H. Gidding & Co.**

Advertisement for J.H. Gidding & Co. featuring rare Paris Novelties and antique beaded bags.

**Republicans Gain 10 Seats In Assembly**

**Midnight Returns Indicate Political Complexion of Lower House Changed Only in New York City**

**Roosevelt and Sweet Win**

Retains received from the State legislative election up to midnight showed no change in the political complexion of the Assembly outside of New York City. The Republicans had gained one district in Rensselaer and lost one in Schenectady. In greater New York the Republicans gained about ten seats.

Speaker Thaddeus C. Sweet was re-elected from Oswego County, in the face of a vicious campaign against him by Miss Marion Dickerman, who was backed by Democrats, Socialists and Prohibitionists. He was opposed by the women's organizations because of his stand on their legislative program last year, and many feminine appellations were sent into the district to speak against him.

Lieutenant Governor Theodore Roosevelt again his political career as did his famous father by being elected to the Assembly. He was a candidate in the 2d District of Nassau County and was opposed by Miss Dickerman, a private in the American Expeditionary Forces. Lieutenant Colonel Roosevelt carried Ruff's home town by 103.

Roosevelt was greatly pleased over his victory, which he regarded as especially significant because he became the father of a son this afternoon.

"It was a big day for my family," he said. "A big day for me, too, because I was elected from my home district to the Assembly. It will be my greatest endeavor to stand fearlessly for the principles of justice and order and to aid in the solution of the vital problem of economic readjustment with all that lies within me."

Miss Elizabeth Van Rensselaer Gilllette, a practicing physician, Democratic candidate in the 2d District of Schenectady, defeated A. Edgar Harvey, Republican, who won from her last year.

Miss Sammis, Republican of Sullivan County, was defeated by William G. Carroll, Democrat. Mrs. Sammis served one term in the Assembly. She was one of the first two women elected to that body.

The Democrats lost one of the two seats in Warren County. His opponent, Harry, the Republican nominee, was victorious.

Charles H. Betts, former secretary of the State Food Commission, was elected from Wayne County, although the Commons and Farmers organizations made a hard fight against him.

Labor organizations were unsuccessful in their attempt to defeat E. O. Sawyer, Republican, for reelection in Rockland County.

**Mrs. Sammis Defeats Election; Schenectady Woman Doctor Succeeds**

Advertisement for a car, mentioning it is a Delinco and highlighting its features.

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2—Edward A. Everett, Rep.
- SARATOGA**  
\*Clarence C. Smith, Rep.  
SCHENECTADY  
1—Harold E. Blodgett, Rep.  
2—Elizabeth Van R. Gillette, Dem.
- SCHUYLER**  
Jared Van Wackeren, Jr., Dem.
- SENeca**  
Clarence T. Hubner, Rep.
- STEEUBIN**  
George A. Dolson, Rep.
- SULLIVAN**  
1—Ernest E. Cole, Rep.  
2—Delevan C. Hoover, Rep.
- SUFFOLK**  
1—John G. Deems, Rep.  
2—William G. Carroll, Dem.
- TIOGA**  
Guernsey T. Cross, Dem.
- WARREN**  
1—Daniel F. Witter, Rep.  
2—Tompkins
- WESTCHESTER**  
1—Thomas Channing Moore, Rep.  
2—Walker W. Weston, Rep.  
3—Edward J. Wilson, Rep.  
4—Michael A. Trahan, Jr., Rep.  
5—George Blodgett, Rep.
- WYOMING**  
\*Bert P. Gage, Rep.
- YATES**  
\*James Monroe Lowry, Rep.  
\*Indicates re-elected.

**Speaker Sweet Defeats War Nurse for Assembly**

**Is Re-elected by Plurality of 10,000 in Oswego County; Fought by Women's League**

SYRACUSE, N. Y., Nov. 5.—Thaddeus C. Sweet, speaker of the Assembly, was re-elected by a plurality of about 10,000 over Miss Marion Dickerman, a returned war nurse, who ran on a combined Democratic-Prohibition-Socialist ticket. Speaker Sweet led the fight against the ratification of the prohibition amendment. It had been thought that the "woman vote" was solid against him.

The speaker's plurality in his home district is normally between 5,000 and 10,000. Even the mill towns of Oswego and Fulton, which Miss Dickerman had claimed, and which sweet backers had about conceded to her, returned their former favorite. Oswego gave him a plurality of 300 and Fulton 15,000. The country districts, which the Dickerman campaigner had not hoped to swerve, returned the usual heavy Republican majorities.

The campaign against Speaker Sweet was a combination of prohibition and industrial forces, who were increased at what they called the high-handed fashion in which he killed their measures last year through his overlordship of the Republican majority.

The Women's Joint Legislative Council, headed by Mrs. James Loeb Landis, of the League of Women Voters, and Miss Mary Dreier, went to Oswego County to take a hand in the cam-

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