

MASSACHUSETTS RE-ELECTS FOSS

Plurality of Democratic Governor is Reduced.

SURPRISE IN NEW YORK STATE

Majority of Fifty in State Assembly Opposes Governor Dix's Policies. Socialist Vote Increases at Various Points, Notably in Ohio.

Elections held in many states and cities throughout the country resulted in the election of Democratic governors in Massachusetts, Kentucky and Mississippi, a Republican governor in Rhode Island, a Republican assembly in New York, which will challenge the continuance of Governor Dix's policies and a New Jersey legislature with majorities probably not in



GOVERNOR FOSS.

accord with Governor Woodrow Wilson of that state, with results of the state elections in Maryland and New Mexico still in doubt.

In Massachusetts, Governor Foss (Dem.) was re-elected by a reduced plurality of about 8,000 over Louis Frothingham (Rep.). The Republican candidate for lieutenant governor was elected by 7,000 majority and other Republican state candidates probably are elected.

Governor Foss carried the city of Boston. The total vote of the city was: Foss (Dem.), 49,861; Frothingham (Rep.), 28,499.

In Rhode Island, Governor Pothier (Rep.) is re-elected over Louis A. Waterman (Dem.) by a greatly increased plurality. The state senate is solidly and the assembly largely Republican.

Surprise in New York State.

New York state furnished one of the chief surprises of the election, reversing the present Democratic majority of twenty-four in the state assembly and electing a Republican majority of fifty or upward. The change removes the united support which both branches of the legislature heretofore have given Governor Dix's policy. In New York city Tammany's control was shaken, but not overcome. Tammany candidates in Manhattan and the Bronx being elected, while those in Brooklyn and Queens county were defeated by fusion candidates.

New Jersey similarly furnished a surprise by the probable reversal of control of the legislature, the returns indicating Republican majorities in the senate and assembly.

In Kentucky James B. McCreary (Dem.) was elected governor by a majority estimated at 20,000 to 40,000. A Democratic legislature also was elected, which ensures the choice of Ohio James as United States senator from Kentucky.

Mississippi elected a Democratic governor and representatives by a decisive majority.

Returns from Maryland were inconclusive. Claims were made of the election of Goldsborough, Republican candidate for governor, by 5,000 majority over Arthur P. Gorman (Dem.), while counter claims of Democratic success were made. The constitutional amendment designed to disenfranchise negro voters was probably defeated. The Ohio municipal elections resulted in the election of Democratic mayors in Cincinnati, Cleveland and Columbus. President Taft cast his vote at Cincinnati.

New Senators Republican.

In New Mexico the Democratic state committee claims the election of MacDonald as governor by 4,500 in the first election, which the new state has held. His election is not conceded and the result is in doubt. The election of a Republican legislature is indicated, which will mean the election of two Republican United States senators.

Marked Socialist strength has developed at various points, notably in several municipal contests in Ohio, where eight cities elected Socialist mayors, also in Schenectady, N. Y., where a Socialist mayor and a Socialist member of the state assembly were elected, and in Mississippi, where the Socialist candidate for lieutenant governor polled a considerable vote.

Four congressmen were elected to fill vacancies, namely: Joseph A. Taggart (Dem.) in the Second Kansas district; W. D. Balney (Rep.), in the Fourteenth Pennsylvania district;

William J. Browning (Rep.), in the First New Jersey district, and Daniel V. Stephens (Dem.), of the Third Nebraska district.

New York.

New York, Nov. 8.—With but 72 election districts out of 912 to hear from, Tammany now leads in the vote for supreme court justice in New York county by about 10,000.

Reports received from 67 assembly districts outside Greater New York show the election of 44 Republicans and 23 Democrats, a net gain of 13 for the Republicans.

Republicans recaptured the four legislative seats from Otsego, Cayuga, Yates and Saratoga, counties now held by Democrats.

Rochester, Nov. 8.—Mayor Edgerton (Rep.) was re-elected by 6,000. The city of Utica elected a Republican mayor by a majority of 300.

Edward Schoenock (Rep.) was elected mayor of Syracuse over Ludington (Dem.) by 14,750 votes to 10,578, a plurality of 4,212.

Illinois.

Chicago, Nov. 8.—Returns from half of the 149 precincts in the Cook county judicial election indicate that the Republicans and Democrats divided evenly the ten superior court judgeships and that the Democrats elected the one circuit judge. Higher pay for judges was defeated.

The state local option headquarters announced that its returns indicated that eleven of eighteen Illinois cities voting on local option had gone dry. Most of the towns were already without saloons.

The following cities voted dry, according to the local option figures: Mendota, Naples, Jacksonville, Tallula, Chandlerville, Hardin, Hamburg, Mt. Carmel, Golconda, Counterville, Johnsonborough.

The wet cities are given as follows: Athens, Peterburg, Kemperville, Pinckneyville, Mound City, Ullin, Baldwin.

Rhode Island.

Providence, Nov. 8.—Returns from 13 voting districts in country towns out of 184 give. Pothier, 1,597; Waterman, 1,042. Same districts in 1910: Pothier, 1,164; Waterman, 857. The biennial election amendment probably carried.

Providence, Nov. 8.—Returns from more than half of the state indicated a general Republican victory in the election, Governor Pothier being returned to office, apparently by a great increased plurality. With 108 out of 184 voting precincts heard from the vote was: Pothier, 21,119; Waterman (Dem.), 16,530. The same districts last year gave: Pothier, 18,850; Waterman, 18,119. The legislature will be largely Republican.

Wyoming.

Sheridan, Wyo., Nov. 8.—The first election in the state of Wyoming under the commission form of government took place in this city, resulting in the election of Charles A. Kitcher for mayor and Sherman D. Canfield and George G. Carroll for commissioners. A large vote was polled. A notable feature was the large number of woman voters, who seemed to take as much interest as the men. Political lines were entirely eliminated. The newly elected mayor is a stand pat Republican and both of the commissioners are Democratic.

New Jersey.

Trenton, Nov. 8.—Returns indicate that the Republicans will control both branches of the legislature next winter. The election is significant in the defeat of a number of men whose election was specifically advocated by Governor Woodrow Wilson in the tour he made of the state during the last few weeks. The senate will stand eleven Republicans to ten Democrats. The assembly will be made of approximately thirty-eight Republicans and twenty-two Democrats.

Ohio.

Cleveland Nov. 8.—Basing the estimate on returns from 21 precincts, Democratic leaders are claiming the election of Newton L. Baker, political heir of the late Tom L. Johnson, by from 20,000 to 25,000 for mayor. Republican leaders concede the defeat of Frank G. Hogen.

Kansas.

Kansas City, Nov. 8.—Returns from the congressional election in the Second Kansas district for the seat made vacant by the death of A. C. Mitchell (Pro. Rep.) indicate the election of Joseph A. Taggart (Dem.) by a small majority. A light vote was cast.

Pennsylvania.

Philadelphia, Nov. 8.—The indications are that the election for mayor will be close. In 125 election districts out of 1,197 in the city, Early (Rep.) had approximately 13,000 votes and Blandenberg (reformer), 10,000.

Virginia.

Richmond, Nov. 8.—With almost no opposition to the regular Democratic ticket, the election was merely a ratification of the primary. The Democrats will have 120 votes in joint assembly out of 140 members.

Kentucky.

Louisville, Nov. 8.—Returns indicate the election of McCreary (Dem.) as governor by a majority of about 20,000 over O'Rear. Shelby county, which gave Bryan 534 three years ago, has gone 1,023 for McCreary.

Maryland.

Baltimore, Nov. 8.—Owing to the length of the ballot and extensive scratching, the ballots are still being counted. The indications are that the vote for governor will be close.

REFERENDUM IS UP

Supreme Court Listens to Statements of Opponents. IS ALLEGED UNCONSTITUTIONAL

Chief Justice White Demands Proof of Assertions Made by Attorney—Guaranty to States Involved—Legality of Taxes Questioned.

The critical manner in which the federal supreme court listened to arguments that the initiative and referendum method of legislation in this country is unconstitutional brought encouragement to the friends of the system. Oral arguments on both sides of the question were completed before the court adjourned for the day.

E. S. Pillsbury of San Francisco and R. R. Dunway of Portland, Ore., were heard in opposition to the method in two Oregon cases. When Mr. Pillsbury remarked that there could not, with due regard for the federal constitution, be two legislative powers in a state, namely, the legislature and the people, Justice Burton interrupted him:

"What is a state constitution but an organized act of legislation by the people?" inquired the justice.

"That is expressly what I understand it to be," responded Mr. Pillsbury.

"Then there is legislative power in the people."

"To make a constitution; yes."

Mr. Pillsbury suggested that the people might put into their state constitution anything not in conflict with the restrictions of the federal constitution.

White Asks for Proof.

"What are the restrictions which you claim are violated in this particular case?" inquired Chief Justice White.

"The provision for a legislature." The chief justice asked him to read it.

"I cannot read it; it is implied in a dozen places," said the attorney. "And, also, the constitution has been construed by this court to imply that there must be a legislature."

The chief justice asked for the cases in which the point had been in issue, but the attorney did not give them.

It was further argued that taxes imposed under the initiative method were not by "due process of law" and violated "the equal protection of the laws" so long as some persons were taxed under initiative laws and others under legislative enactments.

Attorney General Crawford of Oregon declared that the question of whether the method violated the guaranty of the United States in the federal constitution of a "republican form of government to every state" was a political question for congress to decide and not a judicial one for the courts to pass upon. He inquired how the court would enforce its decision if congress and Oregon were opposed to it.

Frank S. Grant and William C. Benbow of Portland, Ore., spoke in the interest of "home rule."

States Alone Interested.

George Fred Williams of Boston argued that only a party to the "guaranty" to states could ask the United States to make good its promise that every state should have a republican form of government. A corporation, he said, could not do so, because the guaranty was to the states.

"I have heard no state objecting to the Oregon form of government," said Mr. Williams.

Chief Justice White suggested that the word "form" in the constitution lent support to Mr. Williams' interpretation of the word "guaranty."

Jackson H. Ralston of this city contended that the opponents of the method were wrong in arguing that the word "republican" was used in the constitution as a synonym for "representative." He argued it was used in contrast to "monarchical."

Justice Holmes suggested this interpretation would be in conformity with the original intent.

CONDENSED NEWS

Lady Colin Campbell, authoress and journalist, died after a long illness in London.

A lone robber robbed the bank of Hedges, Mont., of nearly \$1,000 and escaped.

Fire in the business section of London, Ont., caused a loss of \$75,000 and deprived 500 persons of employment.

The wholesale grocery house of Campbell, Horton & Co. at Bloomington, Ill., was destroyed by fire, with a loss of \$125,000.

Mistrial was recorded in the case of Mrs. Zee Rance McKee, accused of the murder of Allan Garland, the young Tulane student at Opelousas, La.

Governor Stubbs called an election for Jan. 9, 1912, to choose a successor to the late Congressman E. H. Madison of the Seventh Kansas district.

John Quinn, a Chicago motorman, was found shot to death in his bed in circumstances that caused the police to hold Jane Quinn, his widow, for an investigation.

Port the first time in ten years Colorado is importing potatoes from Wisconsin, Minnesota and Illinois. This condition is due to partial failure of the Greeley crop.

A dispute over 6 cents by a taxicab owner of the wages of a driver was the direct cause of a walkout of 6,000 drivers and the paralyzing of London's taxicab service.

Four packers, three bankers and three of the most prominent merchants in Chicago form the jury which began a week's work in the insane court of Cook county.

Rev. Clarence V. T. Richeson, who was indicted on the charge of murdering Miss Avis Linnell, has resigned as pastor of the Emmanuel Baptist church, Cambridge, Mass.

Lawyers for Henry C. Beattie, Jr., under death sentence for the murder of his wife, fled with the supreme court of appeals at Richmond a petition for a writ of error.

"Just starting out to see the world" is the only reason given for his disappearance by Julius Frederick, the missing mayor of Coal Valley, Ill., who disappeared three weeks after his election.

France, as compensation for German recognition of its protectorate in Morocco, cedes to Germany about 250,000 square kilometers in northern French Congo, touching the German Kameruns.

Frank H. Nicolai, former Auburn (Ind.) banker, left the federal prison at Leavenworth a free man. He served two years of a five-year sentence for the embezzlement of \$5,000, when his parole came.

A registered package containing \$20,000, a remittance from a Bluefield (W. Va.) bank to a correspondent, is said to have disappeared from the mails between Bluefield and Charlottesville, Va.

The so-called "list of immortals" of the United States biological survey—a roster kept by that bureau of all hunting fatalities in this country—already this year has had added to it forty seven names.

Three men were killed outright and a fourth so severely injured that he may die when an Illinois Central freight engine broke through a bridge under course of construction over Salt creek, near Clinton, Ill.

Exiles from their homes for nearly a quarter of a century, the remnant of Geronimo's band of Apaches, who have been military prisoners at Fort Sill, Okla., may now return to their old hunting grounds in New Mexico.

Less than an hour after the case had been given to the jury at Denver a verdict of acquittal was returned in the case of Mrs. Eleanor C. Valentine, charged with the murder of her husband Harry C. Valentine on March 13 last.

Interests connected with the National City bank of New York are proceeding to dispose of their holdings of shares in other financial institutions throughout the country. The value of these shares runs into millions of dollars.

\$100 Reward, \$100.

The readers of this paper will be pleased to learn that there is at least one dread disease that science has been able to cure in all its stages, and that is Catarrh. Hall's Catarrh Cure is the only positive cure known to the medical fraternity. Catarrh being a constitutional disease, requires a constitutional treatment. Hall's Catarrh Cure is taken internally, acting directly upon the blood and mucous surfaces of the system, thereby destroying the foundation of the disease, and giving the patient strength by building up the constitution and assisting nature in doing its work. The proprietors have so much faith in its curative powers that they offer One Hundred Dollars for any case that it fails to cure. Send for list of testimonials. Address F. J. CHENEY & CO., Toledo, O. Sold by all Druggists. Take Hall's Family Pills for constipation.

AMERICAN NATIONAL LIVE STOCK ASSOCIATION

The fifteenth annual convention of the American National Live Stock Association will be held in Denver, December 12th and 13th. This will be convenient for stockmen of the middle west to attend, especially stockmen of Colorado, Wyoming, western Nebraska and western Kansas. Matters of great importance to the live stock industry will be considered, and all stockmen who can attend should do so. Further information regarding the convention may be obtained by addressing the chairman of the executive committee in charge of the convention, Mr. A. E. de Riegles, Denver, Colo.

NOTICE OF HEARING OF THE PROBATE OF A WILL

State of Nebraska)
Box Butte County) ss.
TO ALL PERSONS INTERESTED IN THE ESTATE OF JOHN BEUTLER, DECEASED.
Whereas, Margaret Beutler, of said county, has filed in my office an instrument purporting to be the last will and testament of John Beutler, late of said county, deceased, and said Margaret Beutler has filed her petition herein praying to have the same admitted to probate, and for the issuing of letters testamentary, which will relate to both real and personal estate:

I have therefore appointed Saturday, the 8th day of November, 1911, at 9 o'clock in the forenoon, at the county court room in said county, as the time and place for hearing said will, at which time and place you and all concerned may appear and contest the allowing of the same.

It is further ordered that said petitioner give notice to all persons interested in said estate of the pendency of this petition, and the time and place set for the hearing of the same, by causing a copy of this order to be published in the Alliance Herald, a newspaper printed and published in said county, for three successive weeks previous to the day set for the hearing.

In witness whereof I have hereunto set my hand and official seal this 21st day of October, 1911.

L. A. BERRY, County Judge.
(Seal) 47-31-134

FREE UNTIL JANUARY 1ST

Here is a special offer that will interest old subscribers to The Herald as well as new. Persons who subscribe for The Herald before January 1st, 1912, and pay a year's subscription, will receive the paper until January 1st, 1913, thus getting it from the time payment is made on subscription to the first of next January free. Our subscribers who are in arrears, and who pay before January 1st, 1912, and also one year in advance will be credited to January 1st, 1913, thus they will be practically getting the paper from the date of their payment on subscription until the first of the year free of charge. We prefer having subscriptions end on January 1st, so that in making this offer we are not losing anything by it, but it will make a saving worth taking advantage of for those subscribers who pay a year in advance immediately.

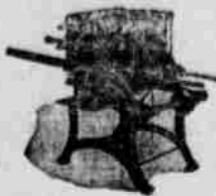
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