

# WINNING YOUR PATRONAGE BY DESERVING YOUR CONFIDENCE

That's the broad policy of the Stockton Store. If we make a sale and don't secure your confidence we don't want you to come back to buy anything else. But WE WILL secure your confidence, because we won't misrepresent anything at any time, because we won't charge you any more than any one else pays—and we always sell you the best for the least money. Seeing is believing. Come in and look at the following great



**SPECIALS**

**Girls' Dresses**

For a short time we are offering our beautiful line of Gingham and Linen goods at ridiculously low prices. Every one of these dresses are 1910 suits

35c Dresses .....25c  
55c Dresses .....60c  
\$1.20 Dresses .....85c  
\$1.50 Dresses .....99c  
\$2.25 Dresses .....\$1.88  
\$3.25 Dresses .....\$2.70

**LACES**

**FOR MONDAY AND TUESDAY.**

We are offering a great assortment of Linen, Torchon and Valenciennes Laces from 1 to 5 inches in width. One of the greatest values ever shown in Salem .....3c per yard

**Muslin Underwear**

These prices are just a few of the many values we are showing. Come in and see for yourself.

\$1.50 Gowns, special .....\$1.19  
\$1.25 Gowns, special .....89c  
75c Corset Covers .....58c  
60c Corset Covers .....48c  
45c and 35c Corset Covers.....24c



25c and 30c Wash Belts 12c

30c Lace Collars 17c

# THE MYERS CASE ARGUED BEFORE SUPREME COURT

### Attorneys Rest His Case on the Fact That His Arrest Was Illegal, That the Officer Was Depriving Him of His Liberty Without Due Course of Law—and That Therefore He Had a Right to Use Any Means to Maintain His Liberty, Even to the Killing of the Officer.

"As the law, divine and human, gives the citizen the right to stand upon his individual rights, and use force against force, to successfully prevent the attempted wrong, the citizen whose liberty is thus unlawfully assailed cannot only use force, but can increase that force and continue to increase it even to the death if necessary to prevent attempted wrong and if he slay his adversary he will be held excused. Otherwise, the lawless aggressor, the vindictive oppressor will be permitted to triumph over the rights and liberties of the citizen. Right will be made to do homage to wrong, and look to future redress in the courts of the country. This is not American law. The citizen has the right to maintain his liberty at all hazards, against any and all persons who attempt to invade it unlawfully, taking care not rashly to use or resort to greater violence than is necessary to its protection. Again, being in the right, he is permitted to anticipate the aggressor and prepare himself by drawing a weapon, or making other preparations, and, if his life is imperiled, or he is in danger of serious bodily harm, to use every means in the defense of his person and liberty. He is not required to permit his assailant to take the lead, and thereby give him the advantage, but, if the surroundings indicate a resort to serious or deadly conflict on the part of the adversary, he can prepare to meet it, and if the adversary makes demonstration upon his life or liberty, or shows an intent to inflict serious bodily harm upon him, he can kill him, and be held blameless by the law of the land."

Ross vs. State, 10 Texas, and extract from appellant's brief in case of State vs. George Meyers.

Standing upon his right as announced in the above decision—a right guaranteed to every American citizen, and recognized and promulgated by every learned court in the land, George Meyers on the morning of October 1, of last year shot down and killed in front of the city hall Night Patrolman Thomas Eckhart, who had entered his room and arrested him when he had committed no crime, without a warrant, and was seeking to incarcerate him in the city jail, without giving him an opportunity to procure bail or communicate with his friends. Because of that act he was arrested and during the January term of the circuit court convicted of murder in the second degree, and sentenced to life imprisonment in the state prison. From this conviction his attorneys prosecuted an appeal to the supreme court of the state, and the argument was made before the supreme court this forenoon.

That was about 2 o'clock in the morning, and the officer died at 4 o'clock in the afternoon. There were two shots fired, one taking effect in the abdomen, and the other in the leg, the former being fatal.

Meyers says he did not intend to fire the second shot, and that he cannot remember firing it. Frightened and dazed because of the tragedy in which he was the central figure, he fled to the country, but subsequently of his own volition came to town and surrendered to the authorities.

Wouldn't Listen to Authorities.

During the trial of the case in the circuit court Meyers' attorneys contended that he was guilty of no crime. They contended that his rights and his liberty had been unlawfully assailed, and that, under the law of the land he had the right to exercise sufficient force to resist this invasion, even though it meant the death of the officer. They further contended that if he had exercised more force than was necessary that, under no circumstances, could he be charged with murder in the first or second degree, as, under the law, the crime could be no greater than manslaughter.

At the close of the evidence for the prosecution the defense therefore moved that the court direct the jury to find a verdict of acquittal of the defendant of the crimes of murder in the first and second degrees. The motion was based on the ground that the testimony showed that Eckhart had illegally arrested Meyers, and that he killed him while trying to free himself from an illegal arrest, and that, therefore, no malice was shown, which is necessary both in murder of the first and second degrees. During the presentation of the case Attorney Richardson, of the defense sought to read authorities upon this point, but the court declined to listen to them and this is one of the points cited as error on appeal.

George Meyers, in his testimony, is corroborated by his brother, in that he had committed no crime—that he had a right to remain in the room. Night Patrolman Eckhart, in his dying declaration, admits that the brother did not ask him to arrest George, but only to take him out of the room. The gun with which Meyers killed the officer with was an automatic revolver. He used it to hunt with, and it was in his sliker at the time he put it on, when the officer called upon him to accompany him.

What Defense Contends.

The defense contends that the trial court erred in refusing to grant a motion at the close of the evidence of the state, which had for its object the acquittal of the defendant of murder in the first and second degree. It also contends that it erred in declining to give instructions to the effect that if the grand jury found that the defendant had not used greater force than was necessary to repel the invasion of his liberty he should be acquitted, and the further instruction that if the jury found that the defendant had exceeded this force he could be found guilty of no greater crime than manslaughter, as there was no malice.

Meyers is a young man—25 years of age. His family is prominent in the state of Oregon, and in his veins courses the best blood of Oregon's pioneers. He has hosts of friends who believe that, under the circumstances, he should not be convicted, and confidently expect a reversal from the supreme court of the state.

The state was represented in the argument by Attorney-General Crawford, Assistant Attorney-General Van Winkle and Deputies District Attorneys Charles McNary and Winslow, and Attorneys Carson, D'Arcy, Richardson and Kaiser presented the cause of the defense.

It is easy to say to a man, "Be sensible." But half the time a man does not know what is sensible.

**Wrangled Over Cushion.**

George Meyers, on the morning of the tragedy, was dozing quietly and peacefully in a big arm rocking chair in his own room over the Zinn confectionery store. He had been riding during the day, drank a little during the evening, but not to any appreciable extent. He went to his room early in the evening, between 8 and 9 o'clock. Being fatigued, he sat down in the rocking chair, and, resting his feet on some cushions on another chair, he fell asleep.

Shortly after midnight, a brother, Arthur Meyers, better known as "Moley" Meyers, and who shared the room with him, entered it. Observing his brother's feet on the cushions which he said he "prized highly," he became enraged and aroused him, and a quarrel ensued between the two upon the subject. With the passion of anger leaping hot in his blood, Arthur Meyers rushed out of the room and down upon the street to call an officer to oust his brother from the room. He found Night Patrolman Eckhart, and told him he wanted him to take his brother out of the room, but he did not want him arrested. When the officer entered the room George Meyers was asleep again, and, after knocking his feet from the chair, he ordered him to accompany him.

Then Meyers Killed Him.

Complying with the officer's request, Meyers arose from his chair. He asked if it was raining, and upon being advised by the officer that he did not know, he picked up his sliker, and, putting it on, started down the stairway and on down the street towards the city jail. As they were passing down the steps he asked the officer what the charges were, and he said he did not know, but he had orders to lock him up. When they reached the front of the Yaukie livery barn he asked the officer if he had a warrant, and was advised that he had not. He then broke away from him, saying: "You have no right to arrest me, without

Butter, country .....20@22c

Broilers and fryers.....18c  
Hens.....13c  
Roosters (young).....12 1/2c  
Rooster (old).....9c  
Turkeys.....18@20c  
Ducks.....12 1/2c

**Livestock.**

Steers (under 1000 lb.)...\$4.50@5  
Steers (1000 to 1200 lb.)...\$4@4 1/2  
Cows.....\$3@4  
Hogs, fat.....9@9 1/2c  
Stock.....6c@8  
Ewes.....5c  
Spring lambs.....8c  
Veal, according to quality.....7@8c

People nearly always predict disaster for their own town, and tell how well other towns are doing.

**Of Interest to Farmers and Mechanics.**

Farmers and mechanics frequently meet with slight accidents and injuries which cause them much annoyance and loss of time. A cut or bruise may be cured in about one-third the time usually required by applying Chamberlain's Liniment as soon as the injury is received. This liniment is also valuable for rheumatic soreness of the muscles and rheumatic pains. There is no danger of blood poisoning resulting from an injury when Chamberlain's Liniment is applied before the parts become inflamed and swollen. For sale by all good druggists.

Champ Clark expects to be speaker of the next house. But can he hope to be generally regarded as Uncle Champ?

**If You Are Worth \$50,000 Don't Read This.**

This will not interest you if you are worth fifty thousand dollars, but if you are a man of moderate means and cannot afford to employ a physician when you have an attack of diarrhoea, you will be pleased to know that one or two doses of Chamberlain's Colic, Cholera and Diarrhoea Remedy will cure it. This remedy has been in use for many years and is thoroughly reliable. Price 25 cents. For sale by all good druggists.

The heat in Chicago is impartial. It killed yesterday, one in bed, one on the street, one in a church, one in a saloon and one in the city water department.

**Hay's Hair Health**

**NEVER FAILS TO RESTORE GRAY HAIR TO ITS NATURAL COLOR AND BEAUTY.**

No matter how old and faded your hair looks, or how long you have had gray, it will work wonders for you, keep you looking young, provide a luxuriant growth of healthy hair, stop the itching out and **Positively Remove Dandruff.**

Will not soil skin or linen. Will not injure your hair. **Is Not a Dye.** REFUSE ALL SUBSTITUTES \$1.00 and 50c. Bottles, 4 Dime, 25c. **Philo Hay Spec. Co., Newark, N.J., U.S.A.** J. C. PERRY.

**TO-NIGHT Cascarets**

THEY WORK WHILE YOU SLEEP

# THOMPSON'S GLOVE-FITTING CORSETS



**IMPROVE YOUR FIGURE WITHOUT DISTORTING IT.**

We've just received a large shipment of the latest models in a full range of sizes. We have the proper shapes to fit every figure.

**New Auto Veils and Auto Veiling**

By the yard in a good range of colors. Double hemstitched, chiffon auto veiling 36 inches wide, in splendid quality of chiffon, only 60c per yard.

**All Summer Parasols Reduced 20 per cent**

Broken lines of Goods in every department at Greatly Reduced Prices.

**Barnes' Cash Store**  
E. T. Barnes, Prop.

Our store will remain closed all day Monday, July 4th

# THE COUNCIL HAS QUIET SESSION

### GOT DOWN TO BUSINESS, CUT OUT THE ORATORICAL BOUTIQUETS, AND GROUND A GOOD GRIST AND NO QUESTIONS ASKED.

The city council convened promptly at 8 o'clock last night and by the time that the hour hand of the clock had reached 9 it had adjourned and the members were journeying homewards. The members permitted themselves to indulge in no oratory at all, but devoted themselves exclusively to routine business, and so industriously did they apply themselves that the very remarks omitted by them savored of routine, and the atmosphere that surrounded them had about it a routine odor.

The committee to which had been referred a resolution which had for its object the dismissal of Attorney Heltzel who has been assisting City Attorney Corby, submitted an unfavorable report upon it and it was adopted. The reason for the committee's action was that there was plenty of work for Mr. Heltzel yet to do in the city's legal department and would be until November 1.

The ordinance committee submitted an unfavorable report on a resolution which had for its object the preparation of an ordinance governing the rates and charges of telephone companies in the city, and it was adopted. This action was taken as it developed that the city had entered into a contract with the telephone companies in the city, and it rate charged was the same as that of other cities in the northwest, they should not be disturbed.

Plans and specifications for a sewer in block I, Central Addition, were adopted.

The license committee reported favorably upon number of liquor licenses and they were granted.

The city engineer reported that work to the extent of \$11,025 had been done on Market street from Liberty to West streets, and recommended that warrants to the amount of 80 per cent be drawn in favor of the contractors, and it was so ordered. The same action was taken with relation to Sixth street from Market to the Fair Ground road.

Residents living on the Fair

Ground road complained that motor cycle riders and automobile drivers were exceeding the speed limit along this thoroughfare, and asked for the enforcement of the ordinance. The subject was referred to the committee on health and police.

A communication was received from James G. Smith charging that the assessment of his property on Winter street was unjust and it was referred to the committee on streets.

A petition for the right to install an electric sign at 333 State street was referred to the light committee with power to act.

A protest was received against the construction of the South Salem sewer, and it was placed on file.

A bid for the improvement of Fourth street by the Salem Construction company was received and opened and referred to the committee on streets. The bid was \$8,712.35, which is about \$600 in excess of the engineer's estimate.

A bill levying assessment for the construction of the South Salem sewer was passed and made a law.

An ordinance which has for its object the improvement of Asylum avenue was passed.

An ordinance governing the subject of the clearing, repair and construction of sidewalks in the city was enacted into law.

## MARKETS

San Francisco, June 28.—Wheat—Australian and Propo, \$1.55@1.60; Sonora, \$1.50@1.55; good to choice, Calif. club, \$1.42@1.45; Northern wheat, bluestem, \$1.50@1.55 Club, \$1.42 1/2@1.45; Turkey, \$1.42@1.47 1/2.

Barley—Feed, good to choice, 98% @ \$1.01 1/2; fancy, \$1.02 1/2; poor to fair, 90@95c; old brewing, \$1.05@1.07 1/2; Chevalier, nominal.

Eggs—Per dozen, Calif. fresh, including cases, extras, 27c; firsts, 25 1/2c; seconds, 23c; thirds, 20c.

Butter—Per pound, Calif. fresh; extras, 28 1/2c; firsts, 28c; seconds, 27c.

New cheese—Per lb., new Calif. flats, fancy, 14c; firsts, 13 1/2c; seconds, 12 1/2c; Calif. Young America, fancy, 14 1/2c; firsts, 15c; storage, New York Cheddars, fancy, 20c; do singles, 20c; Wisconsin singles, fancy, 19c.

Potatoes—New river whites, choice, per box, 40@60c; extra, 65@80c; per cental, 70@90c; garnet chile, per cental, 90@91.

Onions—New red, per sack, \$1.35@2.00; yellow, per cental, \$1.85@2.00; silver skins, \$1.90@2.15.

Oranges—Choice, \$1.50 @ 2.50; extra choice, \$2.50 @ 2.25; Valencias, \$2 @ 3.50.

**Local Wholesale Market.**

Flour, hard wheat.....\$5.35  
Flour, valley.....\$4.60  
Mill feed, bran.....\$24.00  
Shorts.....\$26.00  
Wheat, bushel.....75@80c  
Oats, bushel.....23c  
Hay, cheat.....\$17.00  
Hay, oat.....\$17.00  
Vetch hay.....\$15@17  
Hops, 1909 crop.....9c@12  
Chittim bark.....4@4 1/2c  
Wool.....15c@19  
Potatoes, bu.....20c  
Apples, bushel.....75c@1.25

**Butter and Eggs.**

Butter, creamery.....29c  
Eggs.....23c  
Butterfat.....29c

**A Skin of Beauty is a Joy Forever**

**D. T. FELIX GOURAUD'S ORGANTAL CREAM OR MAGICAL BEAUTIFIER**

Remove the Pimples, Freckles, Slight Eruptions, Itch, and Skin Diseases, and every blemish on the face, and give the skin a healthy, soft, and glowing complexion. It is so simple to use, and so effective, that it is the only beauty product that is so widely used and so highly recommended.

Apply to the face, neck, and chest, and you will see the result. It is the only beauty product that is so widely used and so highly recommended.

General Distributor: G. T. Wiggins, Prop., 27 Broad Street, New York

**GOVERNOR HUGHES MAY RUN AGAIN**

re-elected. Hughes, it is reported, thinks that the "machine" planned to "slaughter" him, and that if he run it would do everything in its power to defeat him.

Hughes is believed to be ambitious for the presidency, and that he realizes that he must remain in politics to be a factor in the presidential race.

To Cure Cold in One Day. Take LAXATIVE BROMO Quinine Tablets. Druggists refund money if it fails to cure. E. W. GROVE'S signature on each box. 25c TTS

Try a Journal Want Ad.

**STOPS FALLING HAIR**

Ayer's Hair Vigor is composed of sulphur, glycerin, quinin, sodium chlorid, calcium, sage, alcohol, water, perfume. Ask your doctor about this. Follow his advice. Promptly checks falling hair. Completely destroys dandruff. An elegant dressing.

**Does not Color the Hair**

DOES YOUR GAS LEAK

Your hot water boiler fall to give you hot water? Send for us and we will make everything all right in no time. Tend to any other plumbing work with equal promptness. How about putting in that new sanitary bath room plumbing? You'll save its cost in fewer doctor's bills.

**GRABER BROS.**  
Telephone Main 550.

J. L. AHLERS, President. W. G. EAST, Cashier  
S. S. EAST, Vice-President and Secretary

**Salem Bank & Trust Company**

Has opened its doors to the public. We do a general banking business. 4 per cent paid on savings accounts.

We act as trustees for administrators, public and private business, deeds and wills held in escrow.

We invite your investigation of our business and ability. We are here to serve.

115 Liberty St. Salem, Oregon